

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF PUERTO RICO**

**UNITED STATES OF AMERICA,**

\*

\*

**Plaintiff,**

\*

**v.**

\*

\*

**EDNA SANTOS, also known as  
EDNA RIVERA-SANTOS**

\*

\*

\*

**Defendant.**

\*

**COMPLAINT**

The United States of America brings this action to recover an administrative fine that has become final, and respectfully states the following:

**JURISDICTION AND VENUE**

1. This is a civil action to recover a civil fine assessed by the United States of America, through the United States Customs and Border Protection (“CBP”), Department of Homeland Security, in the amount of THIRTY-EIGHT THOUSAND SEVEN HUNDRED EIGHTY-SIX and NO/100 DOLLARS (\$38,786.00), issued under authority of Section 10 of the Anticounterfeiting Consumer Protection Act, as amended, 19 U.S.C. § 1526(f).
2. This Court has jurisdiction over this action pursuant to 28 U.S.C. §§ 1331, 1345 and 1355.
3. Venue is proper pursuant to 28 U.S.C. § 1395 in that the action accrued in this judicial district and the defendant is believed to be a resident and domiciliary of this district.

**THE DEFENDANT**

4. The defendant is Edna Santos, also known as Edna Rivera-Santos, a resident of the Municipality of Orocovis, Puerto Rico. Based on information and belief, the defendant resides at

Bo. Botijas 1, Carretera (Street) 772 Km 9.0 or 9.2 in Orocovis, Puerto Rico. She has been associated with a business named J&L Distributors, which sells jewelry and other items.

**FEDERAL STATUTORY AND REGULATORY AUTHORITY**

5. A “trademark” is defined as “any word, name, symbol, or device, or any combination thereof – (1) used by a person, or (2) which a person has a bonafide intention to use in commerce and applies to register on the principal register established by this chapter, to identify and distinguish his or her goods, including a unique product, from those manufactured or sold by others and to indicate the source of the goods, even if that source is unknown....” 15 U.S.C. § 1127.

6. The term “mark” includes “any trademark, service mark, collective mark, or certification mark.” 15 U.S.C. § 1127.

7. A “counterfeit trademark” is a “spurious mark which is identical with, or substantially indistinguishable from, a registered mark.” 15 U.S.C. § 1127.

8. The Anticounterfeiting Consumer Protection Act (ACPA), Pub.L.104-153, 110 Stat. 1388, signed into law on July 2, 1996, provides protection to registered trademark holders by directing the seizure and forfeiture of counterfeit trademark merchandise imported into the United States and the issuance of civil penalties against violating importers. The Act (codified at 19 U.S.C. § 1526) provides the following:

**(a) Importation prohibited.** Except as provided in subsection (d) of this section [addressing a personal use exemption], it shall be unlawful to import into the United States any merchandise of a foreign manufacture if such merchandise, or the label, sign, print, package, wrapper, or receptacle, bears a trademark owned by a citizen of, or by a corporation or association created or organized within, the United States, and registered in the Patent and Trademark Office by a person domiciled in the United States... and if a copy of the certificate of registration of such trademark is filed with the Secretary of the Treasury [CBP]... unless written consent of the owner of such trademark is produced at the time of making entry

...

**(e) Merchandise bearing a counterfeit mark; seizure and forfeiture; disposition of seized goods.** Any such merchandise bearing a counterfeit mark (within the meaning of section 1127 of title 15 [defining "mark" to include a trademark]) imported into the United States in violation of the provisions of section 1124 of title 15, shall be seized and, in the absence of written consent of the trademark owner, forfeited for violations of the customs laws. Upon seizure of such merchandise, the Secretary shall notify the owner of the trademark, and shall, after forfeiture, destroy the merchandise.

19 U.S.C. § 1526. See also 19 C.F.R. §§ 133.21-133.26 (regulations implementing statutory seizure and forfeiture provisions).

9. Civil penalties for the infringement of trademark laws are imposed under 19 U.S.C. § 1526(f):

- (1) Any person who directs, assists financially or otherwise, or aids and abets the importation of merchandise for sale or public distribution that is seized under subsection (c) shall be the subject of a civil fine.
- (2) For the first such seizure, the fine shall not be more than the value that the merchandise would have had if it were genuine, according to the manufacturer's suggested retail price, determined under regulations promulgated by the Secretary.
- (3) For the second seizure and thereafter, the fine shall not be more than twice the value that the merchandise would have had if it had been determined to be genuine, as determined under the regulations promulgated by the Secretary.

10. By regulation, the CBP has set the penalty for a first violation at no more than the domestic value of the merchandise as if it had been genuine, based on the Manufacturer's Suggested Retail Price ("MSRP"). Accordingly, any trademark infringement action may be brought in the appropriate United States District Court to enjoin and seek damages against persons engaged in counterfeiting merchandise. The imposition of a fine is within the discretion of the CBP, and is in addition to any other civil, criminal or other remedy authorized by law. 19 U.S.C. § 1526(f)(4).

**FACTS IN SUPPORT OF THE IMPOSITION OF A CIVIL FINE**

11. On April 5, 2017, while performing an IPR operation of mail shipments at the USPS General Processing Center in Cataño, Puerto Rico, CBP officers inspected and detained parcel packages with Airway Bill Tracking Numbers EA175506717CN, EA175507947CN, EA123960423CN, EA175507805CN and EA175506456CN, for suspicion of importing counterfeit merchandise. **Exhibit A, Airway Bill.** The package was addressed to the defendant at an address in Orocovis, Puerto Rico. The sender shipped the package from Guangzhou, China.

12. Upon further inspection of the merchandise, CBP discovered a total of 14 Puma caps, 20 Adidas caps, 24 Armani Exchange caps, 3 Gucci caps, 2 Versace caps, 190 Calvin Klein metal emblems, 111 Calvin Klein keychains, 19 Tous pendants, 19 Tous earrings, 16 Tous metal emblems, 32 Adidas metal emblems, 32 Gucci watches, and 35 Tous watches. These trademarks are protected by Customs Recordation number TMK 06-00169, TMK 06-00113, TMK 03-00439, TMK 04-00246, TMK 03-00467, TMK 97-00015, TMK 07-01247 and U.S. Patent and Trademark Office (USPTO) Registration Numbers: 1354044, 1300627, 1756717, 1168477, 2426052, 2000616, 2323330. **Exhibit B, IPRIS Printout.**

13. CBP determined the merchandise was counterfeit, due to the low quality of the products, the packaging method, and the delivery procedures used, which is not common for original merchandise. **Exhibit C, SEACATS Incident Report and Photo.** CBP's Import Specialist determined that the MSRP of all the goods that were counterfeited totaled a value of \$38,786.00. **Exhibit D, Appraisal.**

14. On June 13, 2017, the CBP Fines, Penalties & Forfeitures Office ("FP&F") issued a Notice of Seizure to the defendant. **Exhibit E, Notice of Seizure.** The Notice of Seizure

described the merchandise as “bearing a counterfeit trademark that is both registered with the Patent and Trademark Office (PTO) and recorded with Customs and Border Protection. The property contains markings which are substantially indistinguishable from and , therefore, bear a counterfeit design/word/mark as indicated above” and as a result, the merchandise was seized and was subject to forfeiture under 19 U.S.C. § 1526(e). The Notice of Seizure notified the defendant of the right to file a petition within thirty (30) days of the notice. CBP did not receive any documents in response to the Notice of Seizure. Thus, on August 16, 2017, CBP forfeited the merchandise. **Exhibit F, Declaration of Administrative Forfeiture.**

15. On April 6, 2018, CBP issued the defendant a CBP Form 5955A, Notice of Penalty or Liquidated Damages Incurred and Demand for Payment, in the amount of \$38,786.00. **Exhibit G, Notice of Penalty.** The amount of the civil penalty took into consideration the appraised value of the merchandise and the fact that it was a first time seizure under 19 U.S.C. § 1526. The CBP form that was issued asserted that the property bore counterfeit versions of U.S. registered trademarks in violation of 19 U.S.C. § 1526(f). Consistent with the statute, the amount of the civil penalty was assessed at the value of the merchandise as if it were genuine according to the MSRP.

16. The defendant failed to respond to the Notice of Penalty. Therefore, FP&F sent to the defendant three bills on June 10, 2018, June 24, 2018, and July 8, 2018. **Exhibit H, FP&F Demand Letters.** The defendant neither responded to the bills nor payed the penalty. Subsequently, the CBP’s Office of Chief Counsel submitted three additional demand letters to the defendant. The defendant did not provide a response or payment as requested in the letters. **Exhibit I, Assistant Chief Counsel Demand Letters and Return Receipts.**

**CIVIL PENALTY FOR VIOLATION OF 19 U.S.C. § 1526**

17. The allegations of paragraphs 1-16 are fully incorporated herein.
18. Because of the above referenced violation of the Anticounterfeiting Consumer Protection Act (ACPA) and the resulting civil monetary penalty, the defendant is indebted to the United States in the amount of \$38,786.00.
19. The United States has made demand upon the defendant for payment, but the defendant has failed to pay the civil monetary penalty.
20. Accordingly, the United States is entitled to a judgment against the defendant in the amount of \$38,786.00, plus applicable interest and costs.

WHEREFORE, the United States requests judgment against the defendant, Edna Santos, in the amount of \$38,786.00, together with applicable interest and costs incurred herein, and any other relief the Court may deem just and proper.

Respectfully Submitted,

ROSA E. VÉLEZ-RODRÍGUEZ  
UNITED STATES ATTORNEY

/s Jorge L. Matos  
Jorge L. Matos  
Assistant U.S. Attorney  
Civil Division  
USDC No. G01307  
Torre Chardón, Room 1201  
350 Carlos Chardón Avenue  
San Juan, PR 00918  
787-766-5656  
787-766-6219 (Fax)  
E-mail: Jorge.L.Matos2@usdoj.gov

**Attachment 1: Civil Coversheet**

## CIVIL COVER SHEET

The JS 44 civil cover sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for the use of the Clerk of Court for the purpose of initiating the civil docket sheet. (SEE INSTRUCTIONS ON NEXT PAGE OF THIS FORM.)

## I. (a) PLAINTIFFS

UNITED STATES OF AMERICA

(b) County of Residence of First Listed Plaintiff \_\_\_\_\_  
(EXCEPT IN U.S. PLAINTIFF CASES)(c) Attorneys (Firm Name, Address, and Telephone Number)  
Jorge L. Matos  
U.S. Attorney's Office, 350 Chardon Ave, Suite 1201  
Hato Rey, PR 00918 Tel: (787) 766-5656

## DEFENDANTS

Edna Santos

County of Residence of First Listed Defendant Orocovis, PR  
(IN U.S. PLAINTIFF CASES ONLY)NOTE: IN LAND CONDEMNATION CASES, USE THE LOCATION OF  
THE TRACT OF LAND INVOLVED.

Attorneys (If Known)

## II. BASIS OF JURISDICTION (Place an "X" in One Box Only)

<input checked="" type="checkbox"/> 1 U.S. Government Plaintiff	<input type="checkbox"/> 3 Federal Question (U.S. Government Not a Party)
<input type="checkbox"/> 2 U.S. Government Defendant	<input type="checkbox"/> 4 Diversity (Indicate Citizenship of Parties in Item III)

## III. CITIZENSHIP OF PRINCIPAL PARTIES (Place an "X" in One Box for Plaintiff and One Box for Defendant)

PTF	DEF	PTF	DEF
<input type="checkbox"/> 1 Citizen of This State	<input type="checkbox"/> 1 Incorporated or Principal Place of Business In This State	<input type="checkbox"/> 4	<input type="checkbox"/> 4
<input type="checkbox"/> 2 Citizen of Another State	<input type="checkbox"/> 2 Incorporated and Principal Place of Business In Another State	<input type="checkbox"/> 5	<input type="checkbox"/> 5
<input type="checkbox"/> 3 Citizen or Subject of a Foreign Country	<input type="checkbox"/> 3 Foreign Nation	<input type="checkbox"/> 6	<input type="checkbox"/> 6

## IV. NATURE OF SUIT (Place an "X" in One Box Only)

Click here for: Nature of Suit Code Descriptions.

CONTRACT	TORTS	FORFEITURE/PENALTY	BANKRUPTCY	OTHER STATUTES
<input type="checkbox"/> 110 Insurance <input type="checkbox"/> 120 Marine <input type="checkbox"/> 130 Miller Act <input type="checkbox"/> 140 Negotiable Instrument <input type="checkbox"/> 150 Recovery of Overpayment & Enforcement of Judgment <input type="checkbox"/> 151 Medicare Act <input type="checkbox"/> 152 Recovery of Defaulted Student Loans (Excludes Veterans) <input type="checkbox"/> 153 Recovery of Overpayment of Veteran's Benefits <input type="checkbox"/> 160 Stockholders' Suits <input type="checkbox"/> 190 Other Contract <input type="checkbox"/> 195 Contract Product Liability <input type="checkbox"/> 196 Franchise	<b>PERSONAL INJURY</b> <input type="checkbox"/> 310 Airplane <input type="checkbox"/> 315 Airplane Product Liability <input type="checkbox"/> 320 Assault, Libel & Slander <input type="checkbox"/> 330 Federal Employers' Liability <input type="checkbox"/> 340 Marine <input type="checkbox"/> 345 Marine Product Liability  <b>PERSONAL PROPERTY</b> <input type="checkbox"/> 350 Motor Vehicle <input type="checkbox"/> 355 Motor Vehicle Product Liability <input type="checkbox"/> 360 Other Personal Injury <input type="checkbox"/> 362 Personal Injury - Medical Malpractice	<b>PERSONAL INJURY</b> <input type="checkbox"/> 365 Personal Injury - Product Liability <input type="checkbox"/> 367 Health Care/ Pharmaceutical Personal Injury Product Liability <input type="checkbox"/> 368 Asbestos Personal Injury Product Liability  <b>PERSONAL PROPERTY</b> <input type="checkbox"/> 370 Other Fraud <input type="checkbox"/> 371 Truth in Lending <input type="checkbox"/> 380 Other Personal Property Damage <input type="checkbox"/> 385 Property Damage Product Liability	<input type="checkbox"/> 625 Drug Related Seizure of Property 21 USC 881 <input checked="" type="checkbox"/> 690 Other	<input type="checkbox"/> 422 Appeal 28 USC 158 <input type="checkbox"/> 423 Withdrawal 28 USC 157  <b>PROPERTY RIGHTS</b> <input type="checkbox"/> 820 Copyrights <input type="checkbox"/> 830 Patent <input type="checkbox"/> 835 Patent - Abbreviated New Drug Application <input type="checkbox"/> 840 Trademark
<b>REAL PROPERTY</b>	<b>CIVIL RIGHTS</b>	<b>PRISONER PETITIONS</b>	<b>LABOR</b>	<b>SOCIAL SECURITY</b>
<input type="checkbox"/> 210 Land Condemnation <input type="checkbox"/> 220 Foreclosure <input type="checkbox"/> 230 Rent Lease & Ejectment <input type="checkbox"/> 240 Torts to Land <input type="checkbox"/> 245 Tort Product Liability <input type="checkbox"/> 290 All Other Real Property	<input type="checkbox"/> 440 Other Civil Rights <input type="checkbox"/> 441 Voting <input type="checkbox"/> 442 Employment <input type="checkbox"/> 443 Housing/ Accommodations <input type="checkbox"/> 445 Amer. w/Disabilities - Employment <input type="checkbox"/> 446 Amer. w/Disabilities - Other <input type="checkbox"/> 448 Education	<b>Habeas Corpus:</b> <input type="checkbox"/> 463 Alien Detainee <input type="checkbox"/> 510 Motions to Vacate Sentence <input type="checkbox"/> 530 General <input type="checkbox"/> 535 Death Penalty <b>Other:</b> <input type="checkbox"/> 540 Mandamus & Other <input type="checkbox"/> 550 Civil Rights <input type="checkbox"/> 555 Prison Condition <input type="checkbox"/> 560 Civil Detainee - Conditions of Confinement	<input type="checkbox"/> 710 Fair Labor Standards Act <input type="checkbox"/> 720 Labor/Management Relations <input type="checkbox"/> 740 Railway Labor Act <input type="checkbox"/> 751 Family and Medical Leave Act <input type="checkbox"/> 790 Other Labor Litigation	<input type="checkbox"/> 861 HIA (1395ff) <input type="checkbox"/> 862 Black Lung (923) <input type="checkbox"/> 863 DIWC/DIWW (405(g)) <input type="checkbox"/> 864 SSID Title XVI <input type="checkbox"/> 865 RSI (405(g))
			<b>IMMIGRATION</b>	<b>FEDERAL TAX SUITS</b>
			<input type="checkbox"/> 462 Naturalization Application <input type="checkbox"/> 465 Other Immigration Actions	<input type="checkbox"/> 870 Taxes (U.S. Plaintiff or Defendant) <input type="checkbox"/> 871 IRS—Third Party 26 USC 7609

## V. ORIGIN (Place an "X" in One Box Only)

<input checked="" type="checkbox"/> 1 Original Proceeding	<input type="checkbox"/> 2 Removed from State Court	<input type="checkbox"/> 3 Remanded from Appellate Court	<input type="checkbox"/> 4 Reinstated or Reopened	<input type="checkbox"/> 5 Transferred from Another District (specify) _____	<input type="checkbox"/> 6 Multidistrict Litigation - Transfer	<input type="checkbox"/> 8 Multidistrict Litigation - Direct File
---	---	--	---	--	--	---

Cite the U.S. Civil Statute under which you are filing (Do not cite jurisdictional statutes unless diversity):  
**Section 10 of Anticounterfeiting Consumer Protection Act, 19 USC Section 1526(f)**

## VI. CAUSE OF ACTION

Brief description of cause:

Civil action to recover CBP administrative fine that has become final.

## VII. REQUESTED IN COMPLAINT:

<input type="checkbox"/> CHECK IF THIS IS A CLASS ACTION UNDER RULE 23, F.R.Cv.P.	DEMAND \$ _____	CHECK YES only if demanded in complaint: <b>JURY DEMAND:</b> <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
--	-----------------	---

## VIII. RELATED CASE(S) IF ANY

(See instructions):

JUDGE

DOCKET NUMBER \_\_\_\_\_

DATE

01/31/19

SIGNATURE OF ATTORNEY OF RECORD

FOR OFFICE USE ONLY

RECEIPT # \_\_\_\_\_

AMOUNT \_\_\_\_\_

APPLYING IFF \_\_\_\_\_

JUDGE \_\_\_\_\_

MAG. JUDGE \_\_\_\_\_

**Attachment 2: Category Sheet**

**UNITED STATES DISTRICT COURT**  
**DISTRICT OF PUERTO RICO**

**CATEGORY SHEET**

**You must accompany your complaint with this Category Sheet, and the Civil Cover Sheet (JS-44).**

Attorney Name (Last, First, MI):

USDC-PR Bar Number:

Email Address:

1. Title (caption) of the Case (provide only the names of the first party on each side):

Plaintiff:

Defendant:

2. Indicate the category to which this case belongs:

Ordinary Civil Case

Social Security

Banking

Injunction

3. Indicate the title and number of related cases (if any).

4. Has a prior action between the same parties and based on the same claim ever been filed before this Court?

Yes

No

5. Is this case required to be heard and determined by a district court of three judges pursuant to 28 U.S.C. § 2284?

Yes

No

6. Does this case question the constitutionality of a state statute? (See, Fed.R.Civ. P. 24)

Yes

No

Date Submitted:

**EXHIBIT A:**

④ 全球邮政特快专递 INTERNATIONAL REGIONAL EXPRESS MAIL WAYBILL EA175506156CN

**国际(地区)特快专递邮件详情单  
INTERNATIONAL (REGIONAL) EXPRESS MAIL WAYBILL**

EA175506456CN

收寄局/ORIGIN OFFICE	收寄日期/POSTING DATE & TIME	
省国际花鸟鱼虫城营业站 寄件人/ FROM 何立洁	2017-3-25 M 13:48 日 D PM	
公司/COMPANY	电话/PHONE (VERY IMPORTANT)	
城市/CITY GUANGZHOU 广州	国家(地区)/COUNTRY(REGION) 中国/CHINA	
地址/ADDRESS 广州市白云区云霄路3号	国家(地区)/COUNTRY(REGION) USA	
邮资编码/POSTAL CODE 0510720	邮资编码/POSTAL CODE P. O. Box 1203, Oahu, HI PR 00720 USA	
如需退回, 我同意 IF SHIPMENT IS UNDELIVERABLE I AGREE THAT IT SHOULD BE RETURNED		我保证承担退回费用 AND ASSUME TO PAY FOR THE CHARGE OF RETURN ABANDONED
退回/ RETURN □		放弃/ ABANDONED □
文件资料/ DOCUMENT □		物品/ PARCEL □
内件物品及详细说明/ NAME & DESCRIPTION OF CONTENTS		件数/ NO OF PCS 重量/ WEIGHT 声明价值/ DECLARED VALUE 原产地/ ORIGIN
千克 / KG 美元 / USD		
我保证所填写内容真实无误并承担法律责任 I ASSURE THE TRUTH ON THE ABOVE DECLARATION AND GUARANTEE THAT THE SHIPMENT DOES NOT CONTAIN ANY DANGEROUS AND PROHIBITED GOODS.		
请仔细阅读背面的使用说明 PLEASE READ CAREFULLY INSTRUCTIONS ON THE BACK OF THIS FORM BEFORE THE COMPLETION <a href="http://www.ems.com.cn">http://www.ems.com.cn</a>		

⑤寄件人名(副份)/FOR SENDER(COPY)

国际(地区)特快专递邮件详情单  
INTERNATIONAL (REGIONAL) EXPRESS MAIL WAYBILL

INTERNATIONAL (REGIONAL) EXPRESS MAIL WAYBILL EA175507805CN

收寄局/ORIGIN OFFICE 智国际特快专递		收寄日期/POSTING DATE & TIME 年月日 11 7 2011 14:41		收件人/TO Edna santos	
城市/CITY 吉隆坡		国家地区/COUNTRY/REGION 马来西亚		国家地区/COUNTRY/REGION USA	
寄件人/SHIPPER 公司/COMPANY		电话/PHONE (VERY IMPORTANT) 012-2222222		电话/PHONE (VERY IMPORTANT) 012-2222222	
地址/ADDRESS 吉隆坡 61100 马来西亚		地址/ADDRESS P. O Box 1203 Oroconis PR 00720 USA		地址/ADDRESS 7875272322	
邮编/POSTAL CODE 20000		邮编/POSTAL CODE 00720		邮编/POSTAL CODE 7875272322	
客户编号/CUSTOMER CODE 吉隆坡		客户编号/CUSTOMER CODE C5178		客户编号/CUSTOMER CODE C5178	
邮局编码/POSTAL CODE 吉隆坡		邮局编码/POSTAL CODE 吉隆坡		邮局编码/POSTAL CODE 吉隆坡	
是否挂号。若选择 IF SHIPMENT IS UNDELIVERABLE I AGREE THAT IT SHOULD BE RETURNED		弃置 ABANDONED AND I ASSUE TO PAY FOR THE CHARGE OF IT IF I AGREE THAT IT SHOULD BE RETURNED		弃置 ABANDONED AND I ASSUE TO PAY FOR THE CHARGE OF IT IF I AGREE THAT IT SHOULD BE RETURNED	
C22 文件 资料 DOCUMENT		□ 物品 PARCEL		□ 物品 PARCEL	
姓名及详细说明 NAME & DESCRIPTION OF CONTENTS		件数 NO.OFFICES	重量 WEIGHT	申报价值 DECLARED VALUE	产地 IGIN
寄件人签名及盖章 SENDER SIGNATURE Edna santos		收件人签名及盖章 RECEIVER'S NAME Edna santos		寄件人签名及盖章 SENDER SIGNATURE Edna santos	
千克/KG 0.000		千克/KG 0.000		千克/KG 0.000	
美元/USD 0.00		美元/USD 0.00		美元/USD 0.00	
收件人地址 RECEIVER'S ADDRESS Edna santos		收件人地址 RECEIVER'S ADDRESS Edna santos		收件人地址 RECEIVER'S ADDRESS Edna santos	
年月日 Y/M/D 2011/07/11		年月日 Y/M/D 2011/07/11		年月日 Y/M/D 2011/07/11	
特别说明 NOTES 包裹上贴的快件单及快件单背面的声明 I ASURE THE TRUTH OF THE ABOVE DECLARATION AND GUARANTY THAT THE SHIPMENT DOES NOT CONTAIN ANY DANGEROUS AND PROHIBITED GOODS.					
特别说明 NOTES 请用铅笔填写此栏 PLEASE TYPE WITH TYPE WRITER http://www.ems.com.cn					
E A 175507805CN					



国际(地区)特快专递邮件详情单  
INTERNATIONAL (REGIONAL) EXPRESS MAIL WAYBILL

INTERNATIONAL (REGIONAL) EXPRESS MAIL WAYBILL  
EA175507947CN

国际(地区)特快专递邮件详情单  
INTERNATIONAL (REGIONAL) EXPRESS MAIL WAYBILL

INTERNATIONAL (REGIONAL) EXPRESS MAIL WAYBILL EA175506717CN

国际(地区)特快专递邮件详情单  
INTERNATIONAL/REGIONAL EXPRESS MAIL WAYBILL

EA123960423CN



**EXHIBIT B:**

Effective Date: 2/9/2016  
 CBP Recordation Expiration Date: 2/13/2026  
 USPTO Registration Expiration Date: 8/13/2025  
 Gray Market Importations Restricted: NO

## Trademark

Customs Recordation Number: TMK 06-00169

U.S. Patent and Trademark Office Registration Number: 1354044

IPRIS internal

Title	DESIGN ONLY	CBP Provides IPR Protection For The Following:				
Product	IC 018. General Purpose Carryall Bags for Sports Equipment, Trunks and Travelling Bags  IC 025. Clothing-Namely, Leisure Shoes, Boots, House Slippers, Sports Shoes, Sports and Leisure Clothing-Namely, Training Suits, Shorts, Sweaters, Pullovers, T-Shirts, Tennis Wear, Ski Wear, Leisure Suits, All Weather Suits, Wind Resistant Jackets, Slickers, Stockings, Soccer Socks, Gloves, Caps, Headbands, Bathing Trunks and Bathing Suits  IC 028. Balls for Sports	1.	2.	3.	4.	5.
Description	DESIGN OF A LEAPING CAT					
Disclaimer	N/A	6.	7.	8.		
Firm	[N/A]					
Owner Name	PUMA SE	Countries of manufacture				
Contact Name	PETER MASTROSTEFANO PUMA NORTH AMERICA INC. 10 LYBERTY WAY WESTFORD, Massachusetts 01886	Argentina, Bangladesh, Brazil, Cambodia, China, El Salvador, Germany, India, Indonesia, Kenya, Mexico, Nicaragua, Pakistan, Paraguay, Philippines, Poland, Romania, Slovakia, South Africa, Swaziland, Taiwan, Thailand, Turkey, Ukraine, Vietnam				
Phone Number	978-698-1231					
Fax	[N/A]					
Email Address	PETER.MASTROSTEFANO@PUMA.COM					
Licensee(s)						
PUMA AG RUDOLF DASSLER S PORT, PUMA SE; PUMA NORTH AMERICA, INC.						
Additional Information						

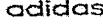
Effective Date: 6/16/2015  
 CBP Recordation Expiration Date: 1/16/2025  
 USPTO Registration Expiration Date:  
 10/16/2024  
 Gray Market Importations Restricted: NO

## Trademark

Customs Recordation Number: TMK 06-00113

(IPRIS Internal)

U.S. Patent and Trademark Office Registration Number: 1300627

Title	ADIDAS WORD MARK	CBP Provides IPR Protection For The Following:				
Product	IC 025, Sportswear- Namely, Suits, Shorts, Pants, Tights, Shirts, Jerseys, Socks, Gloves, Jackets, Coats, Swimwear, Sweaters, Caps, Pullovers, Warm-Up Suits, Boots, Shoes, Slippers.	1.	2.	3.	4.	5.
Description	word mark					
Disclaimer	N/A	6.				
Firm	ADIDAS INTERNATIONAL INC	Countries of manufacture United States, Argentina, Australia, Austria, Bangladesh, Belgium, Bosnia and Herzegovina, Brazil, Bulgaria, Cambodia, Canada, Chile, China, Colombia, Costa Rica, Czech Republic, Denmark, Dominican Republic, Egypt, El Salvador, France, Georgia, Germany, Greece, Guatemala, Haiti, Honduras, Hong Kong, Hungary, India, Indonesia, Ireland, Israel, Italy, Japan, Jordan, Kenya, South Korea, Laos, Lesotho, Macedonia, Madagascar, Malaysia, Mauritius, Mexico, Monaco, Netherlands, New Zealand, Nicaragua, Pakistan, Paraguay, Peru, Philippines, Poland, Portugal, Romania, Russia, Singapore, Slovakia, Slovenia, South Africa, Spain, Sri Lanka, Sweden, Switzerland, Taiwan, Thailand, Tunisia, Turkey, Ukraine, United Kingdom, Vietnam				
Owner Name	ADIDAS AG	Licensee(s) Subsidiary: adidas America, Sports Licensed Division of the adidas Group Licensee: Agron, Coty, Dick's Sporting Goods, Fossil, LT Apparel				
Contact Name	Nicole Hyatt 5055 N. Greeley Avenue Mail Stop A-3-12B Portland, Oregon 97217 USA					
Phone Number	(971) 234-2797					
Fax	[N/A]					
Email Address	Nicole.Hyatt@adidas-Group.com					

Monster, Outer Circle,  
Outer Stuff (expires  
2016), Ruffneck Wear,  
Inc., Saranac,  
Sennheiser, Silhouette,  
Strax Americas, Team  
Edition, Unisport,  
Accessory Brands,  
Streetwear Consultants

**Additional Information**  
the adidas security  
label featured in the  
handout that is posted  
on the US CBP  
database should be  
featured on all  
products. There are  
only three applications  
- sewn-in (on apparel),  
heat applied (footwear)  
and sticker  
(accessories). There  
are times that the  
sticker is applied to a  
hang-tag of apparel as  
well. Please call or  
email for any additional  
questions or  
authentication  
requests. Jeni  
Zuercher:  
Jeni.Zuercher@adidas-  
Group.com  
971-234-4021

Effective Date: 5/3/2013  
 CBP Recordation Expiration Date:  
 6/9/2023  
 USPTO Registration Expiration Date:  
 3/9/2023  
 Gray Market Importations  
 Restricted: NO

## Trademark

Customs Recordation Number: TMK 03-00439

IPRiS internal

U.S. Patent and Trademark Office Registration Number:  
 1756717

<p><b>Title:</b> AX ARMANI EXCHANGE</p> <p><b>Product:</b> IC 018. handbags, wallets, name card business cases, shoulder bags, [fanny packs,] backpacks [, trunks for travel, umbrellas and walking sticks]</p> <p>IC 025. work clothing; namely, overalls [ and coveralls and] clothing; namely, trousers; skirts, coats, overcoats, raincoats, jumpers, jackets, jeans, shorts, short jackets, shirts, sweaters, cardigan jackets, blouses, sport shirts, polo shirts, [underwear, track suits,] swimming suits, sweat shirts, sweat pants, pullovers,gloves, hosiery, neckties, hats[ and], caps and [ shoes], sandals,[ boots and slippers.</p> <p><b>Description:</b> WORD MARK, AX ARMANI EXCHANGE</p> <p><b>Disclaimer:</b> N/A</p> <p><b>Firm:</b> AMSTER, ROTHSTEIN &amp; EBENSTEIN LLP</p> <p><b>Owner Name:</b> GIORGIO ARMANI S.P.A.</p> <p><b>Contact Name:</b> ANTHONY F. LO CICERO, ESQ.</p> <p><b>Address:</b> 90 PARK AVENUE NEW YORK, NY 10016 USA</p> <p><b>Phone Number:</b> (212) 336-8000</p> <p><b>Fax:</b> 212-336-8001</p> <p><b>Email Address:</b> ALOCICERO@ARELAW.COM</p>	<p><b>CBP Provides IPR Protection For The Following:</b></p> <p><b>1.</b> </p> <p><b>Countries of manufacture:</b> HK MO MY CN TW TH IN PE PT BR MX GR IT CA AND USA.</p> <p><b>Licensee(s):</b> N/A</p> <p><b>SECONDARY POINT OF CONTACT:</b> BECKI LEE at BECKI@SLADLAW.COM</p> <p><b>Additional Information:</b></p>
---	--

**Effective Date:** 10/25/2011  
**CBP Recordation Expiration Date:**  
**12/8/2021**  
**USPTO Registration Expiration Date:**  
**9/8/2021**  
**Gray Market Importations**  
**Restricted: NO**

### Trademark

**Customs Recordation Number:** TMK 04-00246

IPRIS Internal

**U.S. Patent and Trademark Office Registration Number:**  
**1168477**

<b>Title</b>	GUCCI	<b>CBP Provides IPR Protection For The Following:</b>
<b>Product</b>	IC 025. Neckties; Scarves; Belts; Footwear; Shirts; Sweaters; Coats; Suits; Dressing Gowns; Hats; Socks; Dresses and Bathing Suits.	
<b>Description</b>	WORD MARK;GUCCI	
<b>Disclaimer</b>	N/A	
<b>Firm</b>	GUCCI AMERICA, INC.	
<b>Owner Name</b>	GUCCI AMERICA, INC.	
<b>Contact Name</b>	JESSICA HAUGEN LEGAL DEPARTMENT 195 BROADWAY, 12TH FLOOR NEW YORK, New York 10007 USA	
<b>Phone Number</b>	(212) 379-8539	
<b>Fax</b>	212-379-8696	
<b>Email Address</b>	JESSICA.HAUGEN@US.GUCCI.COM	
		<b>Countries of manufacture</b> IT
		<b>Licensee(s)</b> SAFILO S.P.A.; ERMINEGILDO ZEGNA HOLDITALIA; SAFILO JAPAN CO. LTD. PROCTER AND GAMBLE INTERNATIONAL OPERATIONS S.A.
		<b>Additional Information</b>

 <b>U.S. Customs and Border Protection</b> <i>Securing America's Borders</i>		DHS.gov	
 <b>IPRIS INTELLECTUAL PROPERTY RIGHTS INTERNAL SEARCH</b>		<input type="text" value="Keyword 03-00467"/> 	
<input type="button" value="Search"/> <input type="button" value="ALL"/> <input type="button" value="Title"/> <input type="button" value="Product"/> <input type="button" value="Description"/> <input type="button" value="Owner"/> <input type="button" value="Contact Name"/> <input type="button" value="Firm Name"/> <input type="button" value="Recordation No."/> <input type="button" value="Agency Registration No."/>		<a href="#">HELP</a>   <a href="#">ABOUT</a>   <a href="#">PRINT</a>   <input checked="" type="checkbox"/> <a href="#">PRODUCT ID MANUALS</a>   <a href="#">SERVICE REQUESTS</a>	
<input type="button" value="Filter"/> <input type="button" value="Show All"/>   <input type="button" value="Trademarks"/> <input type="button" value="Copyrights"/> <input type="button" value="Tradenames"/> <input type="button" value="Exclusion Orders"/>   <input type="button" value="Exclude Expired"/> <input type="button" value="Include Expired"/>		Effective Date: 2/28/2011 CBP Recordation Expiration Date: 5/6/2021 USPTO Registration Expiration Date: 2/6/2021 Gray Market Importations Restricted: NO	
<b>Trademark</b> Customs Recordation Number: TMK 03-00467 U.S. Patent and Trademark Office Registration Number: 2426052			
<b>Title</b> VERSACE JEANS COUTURE <b>Product</b> IC 018. ATHLETIC BAGS, ATTACHE CASES, BABY BACKPACKS, BAGS FOR ALL PURPOSES, NAMELY; FOR ALL SPORT PURPOSE, BEACH BAGS, BOOK BAGS, CARRY-ON BAGS, GYM BAGS, HANDBAGS, LEATHER SHOPPING BAGS, OVERNIGHT BAGS, SCHOOL BAGS, TEXTILE SHOPPING BAGS, TOTE BAGS, SHOULDER BAGS, TRAVEL BAGS, SUITCASES, BEACH UMBRELLAS, HAT BOXES FOR TRAVEL, BRIEFCASES-TYPE PORTFOLIOS, BRIEFCASES, BUSINESS CARD CASES, CALLING CARD CASES, CANE HANDLES, CREDIT CARD CASES, PURSES, COSMETIC CASES, DOCUMENT CASES, GARMENT BAGS FOR TRAVEL, KEY CASES, PARASOLS, SADDLERY, SHOES BAGS FOR TRAVEL, UMBRELLAS, WALLETS, WALKING STICKS, WHIPS  IC 025. AFTER SKI BOOTS, ASCOTS, ATHLETIC FOOTWEAR, ATHLETIC SHOES, ATHLETIC UNIFORMS, HEAD BANDS, NECK BANDS, SWEAT BANDS, WRIST BANDS, BATHING SUITS, BATHROBES, BEACHWEAR, BED JACKETS, BELTS, BERETS, BERMUDA SHORTS, BIKINIS, BLOUSES, BLOUSONS, BODY SUITS, BOOTS, BOW TIES, BOXER SHORTS, BRASSIERES, UNDERWEAR BRIEFS, BUSTIERS, CAMISOLES, CLOTHING CAPS, CARDIGANS, CHEMISES, COATS, FUR COATS, FUR JACKETS, FUR STOLES, LEATHER COATS, OVER COATS, RAIN COATS, SUIT COATS, CORSETS, CRAVATS, CULOTTES, DRESSES, EVENING GOWNS, NIGHT GOWNS, EAR MUFFS, ESPADRILLES, FOOTWEAR, GLOVES, HATS, HEAD WEAR, INFANTWEAR, JEANS, JOGGING SUITS, KILTS, LINGERIE, CLOTHING MANTLES, MOCCASINS, NECKERCHIEFS, NIGHT SHIRTS, PAJAMAS, PANTS, PANTYHOSE, PAREU, PARKAS, POLOSHIRTS, PULLOVERS, SANDALS, SHOES, SHORTS, SKI WEAR, SLIPPERS, SLIPS, SOCKS, STOCKING		<b>CBP Provides IPR Protection For The Following:</b>  <b>Countries of manufacture</b> IT	
<b>Description</b> WORD MARK, VERSACE JEANS COUTURE; <b>Disclaimer</b> N/A <b>Firm</b> THE SLADKUS LAW GROUP / REPRESENTATIVE <b>Owner Name</b> GIANNI VERSACE S.P.A. <b>Contact</b> JEFFREY B. SLADKUS, ESQ.		<b>Licensee(s)</b> FOR A LIST OF AUTHORIZED MANUFACTURERS OF THE TRADEMARK THE IPR BRANCH	
		NO CLAIM IS MADE TO THE EXCLUSIVE RIGHT TO USE "JEANS COUTURE", APART FROM THE MARK AS SHOWN	
		<b>Additional Information</b>	

Intellectual Property Rights search - cbp.gov

Page 2 of 2

Name	1827 POWERS FERRY ROAD BUILDING 6, SUITE 200 ATLANTA, GA 30339 USA
Phone Number	(678) 402-6154
Fax	404-252-0970
Email Address	jeff@sladiaw.com

 <b>U.S. Customs and Border Protection</b> <i>Securing America's Borders</i>		DHS.gov	
<b>IPRIS INTELLECTUAL PROPERTY RIGHTS INTERNAL SEARCH</b>		<a href="#">HELP   ABOUT   PRINT  </a> <a href="#">PRODUCT ID MANUALS  </a> <a href="#">SERVICE REQUESTS</a>	
Keyword <input type="text" value="tmk 97-00015"/>			
<input type="button" value="Search"/> <input type="button" value="ALL"/> <input type="button" value="Title"/> <input type="button" value="Product"/> <input type="button" value="Description"/> <input type="button" value="Owner"/> <input type="button" value="Contact Name"/> <input type="button" value="Firm Name"/> <input type="button" value="Recordation No."/> <input type="button" value="Agency Registration No."/>		<input type="button" value="Recordation No."/> <input type="button" value="Agency Registration No."/>	
<input type="button" value="Filter"/> <input type="button" value="Show All"/> <input type="button" value="Trademarks"/> <input type="button" value="Copyrights"/> <input type="button" value="Tradenames"/> <input type="button" value="Exclusion Orders"/> <input type="button" value="Exclude Expired"/> <input type="button" value="Include Expired"/>			
Effective Date: 8/16/2016 CBP Recordation Expiration Date: 12/17/2026 USPTO Registration Expiration Date: 9/17/2026 Gray Market Importations Restricted: NO			
<b>Trademark</b> Customs Recordation Number: TMK 97-00015 <a href="#">BACK</a> U.S. Patent and Trademark Office Registration Number: 2000616			
<b>Title</b> CALVIN KLEIN <b>Product</b> IC 042 retail store services featuring personal care products, cosmetics and fragrances; furniture and carpeting, household furnishings and linens, housewares; sunglasses, jewelry, watches and clocks, stationery; luggage and leather accessories; fabrics; clothing and shoes		<b>CBP Provides IPR Protection For The Following:</b>  1.  2.  3.  4.  5.  <b>Countries of manufacture</b> China, India, Vietnam	
<b>Description</b> Word Mark, Service Mark CALVIN KLEIN <b>Disclaimer</b> N/A <b>Firm</b> [N/A] <b>Owner Name</b> Calvin Klein Trademark Trust <b>Contact Name</b> DAWN BUONOCORE-ATLAS 205 WEST 39TH STREET NEW YORK, New York 10018 <b>Phone Number</b> 212-292-9678 <b>Fax</b> [N/A] <b>Email Address</b> dawnbuonocore@ck.com		<b>Licensee(s)</b> Please see attached  <b>TYPED DRAWING</b>  <b>Additional Information</b>	

**Effective Date: 5/21/2010**  
**CBP Recordation Expiration Date:**  
**5/28/2020**  
**USPTO Registration Expiration Date:**  
**2/28/2020**  
**Gray Market Importations**  
**Restricted: NO**

**Trademark****Customs Recordation Number: TMK 07-01247**

IPRIS Internal

**U.S. Patent and Trademark Office Registration Number:**2323330

<b>Title</b>	DESIGN ONLY (BEAR DESIGN)	<b>CBP Provides IPR Protection For The Following:</b>
<b>Product</b>	IC 014. PRECIOUS METALS AND THEIR ALLOYS AND OBJECTS MADE OR PLATED WITH PRECIOUS METALS, NAMELY, RINGS BEING JEWELRY, MEDALLIONS, BROOCHES, NECKLACES, SHORT NECKLACES, JEWELRY BRACELETS, FIGURINES, STATUETTES, HAT PINS, ORNAMENTAL LAPEL PINS, JEWELRY LAPEL PINS, TIE PINS, CUFF-LINKS, JEWELRY, COSTUME JEWELRY, PRECIOUS GEMSTONES, WATCHES AND CLOCKS.	
<b>Description</b>	BEAR DESIGN	
<b>Disclaimer</b>	N/A	
<b>Firm</b>	COZEN O'CONNOR / REPRESENTATIVE	
<b>Owner Name</b>	S. TOUS, S.L.	
<b>Contact Name</b>	DAVID SUNSHINE 277 PARK AVENUE NEW YORK, NEW YORK 10172	
<b>Phone Number</b>	212883-490	
<b>Fax</b>	212-986-0604	
<b>Email Address</b>	dsunshine@cozen.com	
		1. 
		<b>Countries of manufacture</b> China, Germany, Hong Kong, India, Italy, Spain, Turkey
		<b>Licensee(s)</b> TOUS USA, INC. - subsidiary TOUS MIAMI, LLC - subsidiary JOYERIA TOUS, S.A. - subsidiary
		<b>DESIGN ONLY</b>
		<b>Additional Information</b>

GOWNS, NIGHT GOWNS, EAR  
MUFFS, ESPADRILLES,  
FOOTWEAR, GLOVES, HATS,  
HEAD WEAR, INFANTWEAR,  
JEANS, JOGGING SUITS, KILTS,  
LINGERIE, CLOTHING MANTLES,  
MOCCASINS, NECKERCHIEFS,  
NIGHT SHIRTS, PAJAMAS, PANTS,  
PANTYHOSE, PAREU, PARKAS,  
POLOSHIRTS, PULLOVERS,  
SANDALS, SHOES, SHORTS, SKI  
WEAR, SLIPPERS, SLIPS, SOCKS,  
STOCKING

**Description** WORD MARK, VERSACE JEANS  
COUTURE;  
**Disclaimer** N/A  
**Firm** THE SLADKUS LAW GROUP /  
REPRESENTATIVE  
**Owner Name** GIANNI VERSACE S.P.A.  
**Contact Name** JEFFREY B. SLADKUS, ESQ.  
1827 POWERS FERRY ROAD  
BUILDING 6, SUITE 200  
ATLANTA, GA 30339 USA  
**Phone Number** (678) 402-6154  
**Fax** 404-252-0970  
**Email** jeff@sladlaw.com  
**Address**

Effective Date: 6/16/2015  
 CBP Recordation Expiration Date: 1/16/2025  
 USPTO Registration Expiration Date:  
 10/16/2024  
 Gray Market Importations Restricted: NO

## Trademark

Customs Recordation Number: TMK 06-00113

IPRIS internal

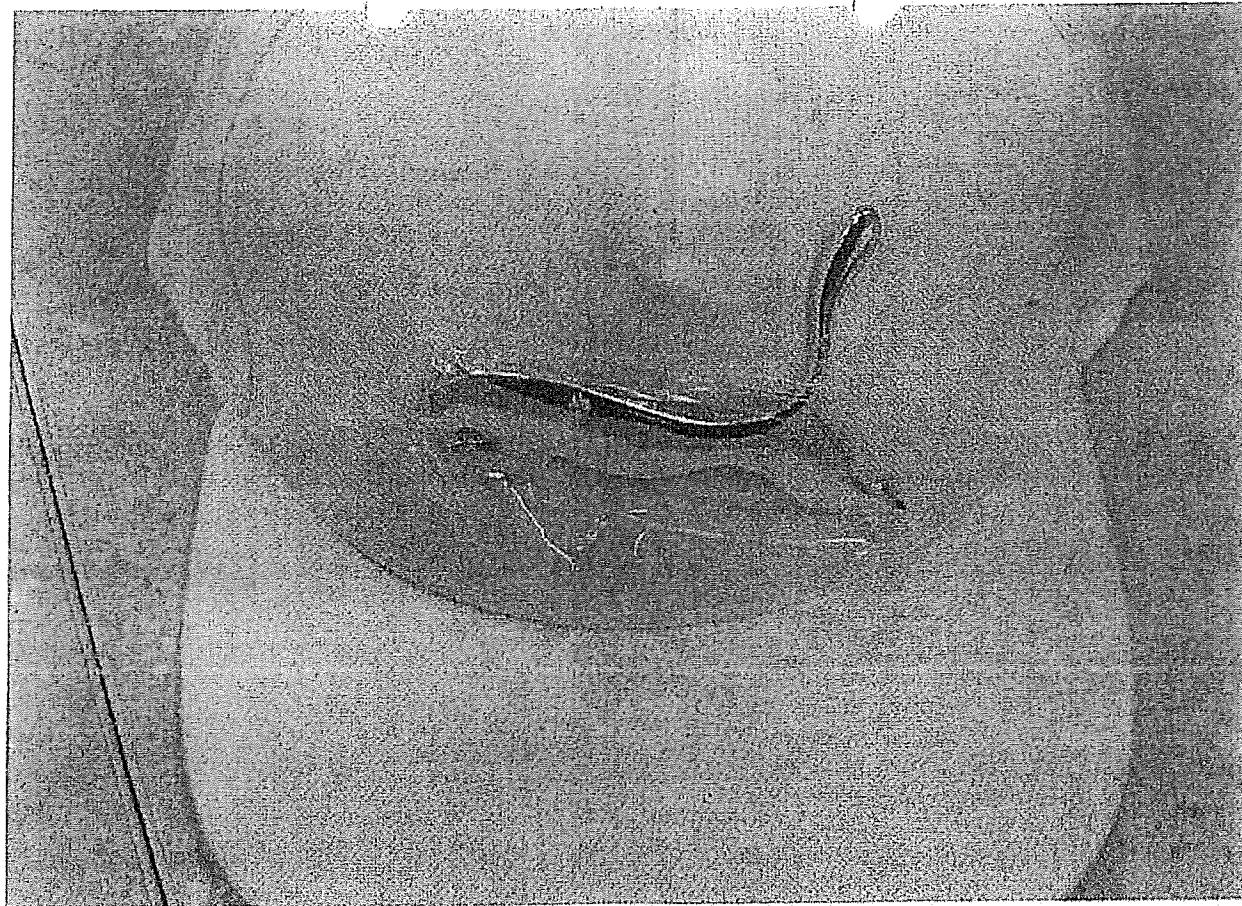
U.S. Patent and Trademark Office Registration Number: 1300627

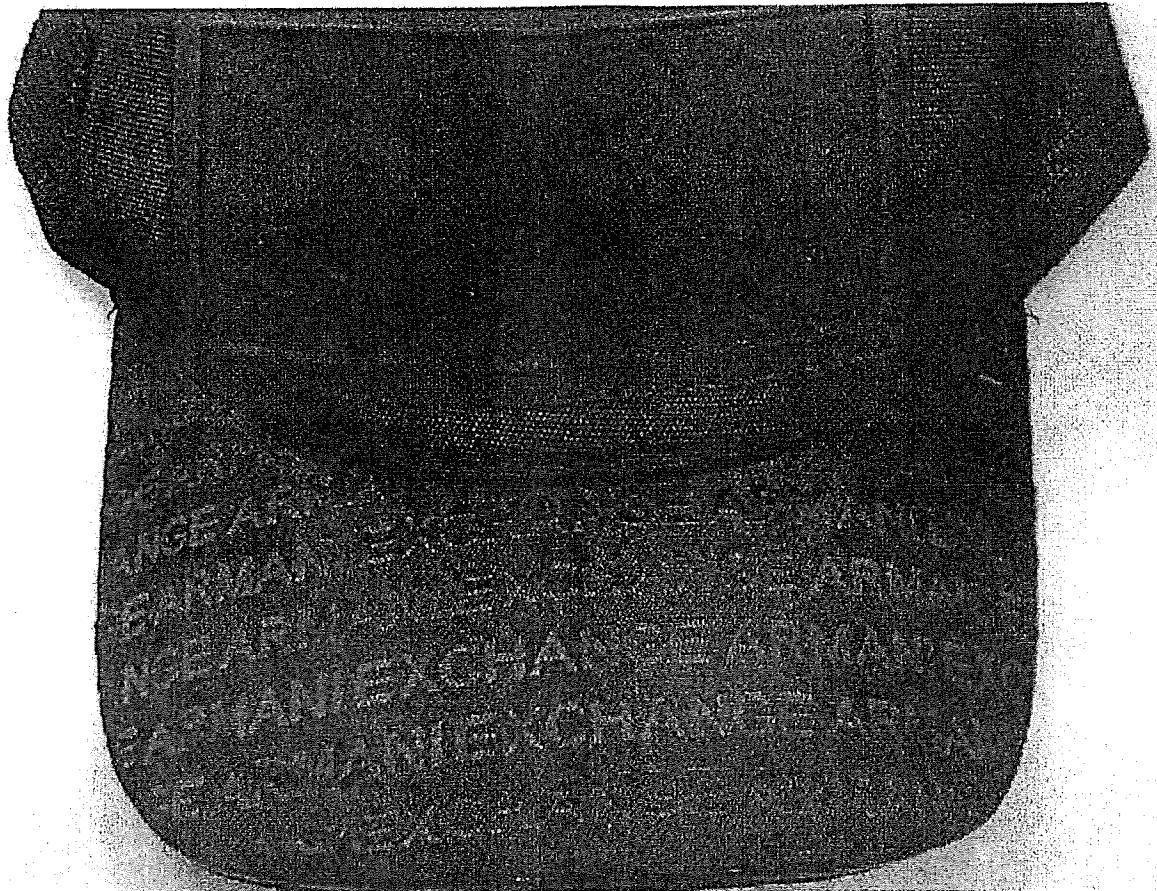
		CBP Provides IPR Protection For The Following:
Title	ADIDAS WORD MARK	<p>adidas</p> 
Product	IC 025. Sportswear-Namely, Suits, Shorts, Pants, Tights, Shirts, Jerseys, Socks, Gloves, Jackets, Coats, Swimwear, Sweaters, Caps, Pullovers, Warm-Up Suits, Boots, Shoes, Slippers.	
Description	word mark	
Disclaimer	N/A	
Firm	ADIDAS INTERNATIONAL INC	
Owner Name	ADIDAS AG	
Contact Name	Nicole Hyatt 5055 N. Greeley Avenue Mail Stop A-3-12B Portland, Oregon 97217 USA	
Phone Number	(971) 234-2797	
Fax	[N/A]	
Email Address	Nicole.Hyatt@adidas-Group.com	
		<p>Countries of manufacture</p> <p>United States, Argentina, Australia, Austria, Bangladesh, Belgium, Bosnia and Herzegovina, Brazil, Bulgaria, Cambodia, Canada, Chile, China, Colombia, Costa Rica, Czech Republic, Denmark, Dominican Republic, Egypt, El Salvador, France, Georgia, Germany, Greece, Guatemala, Haiti, Honduras, Hong Kong, Hungary, India, Indonesia, Ireland, Israel, Italy, Japan, Jordan, Kenya, South Korea, Laos, Lesotho, Macedonia, Madagascar, Malaysia, Mauritius, Mexico, Monaco, Netherlands, New Zealand, Nicaragua, Pakistan, Paraguay, Peru, Philippines, Poland, Portugal, Romania, Russia, Singapore, Slovakia, Slovenia, South Africa, Spain, Sri Lanka, Sweden, Switzerland, Taiwan, Thailand, Tunisia, Turkey, Ukraine, United Kingdom, Vietnam</p>
		<p>Licensor(s)</p> <p>Subsidiary: adidas America, Sports Licensed Division of the adidas Group</p> <p>Licensee: Agron, Coty, Dick's Sporting Goods, Fossil, I.T Apparel,</p>

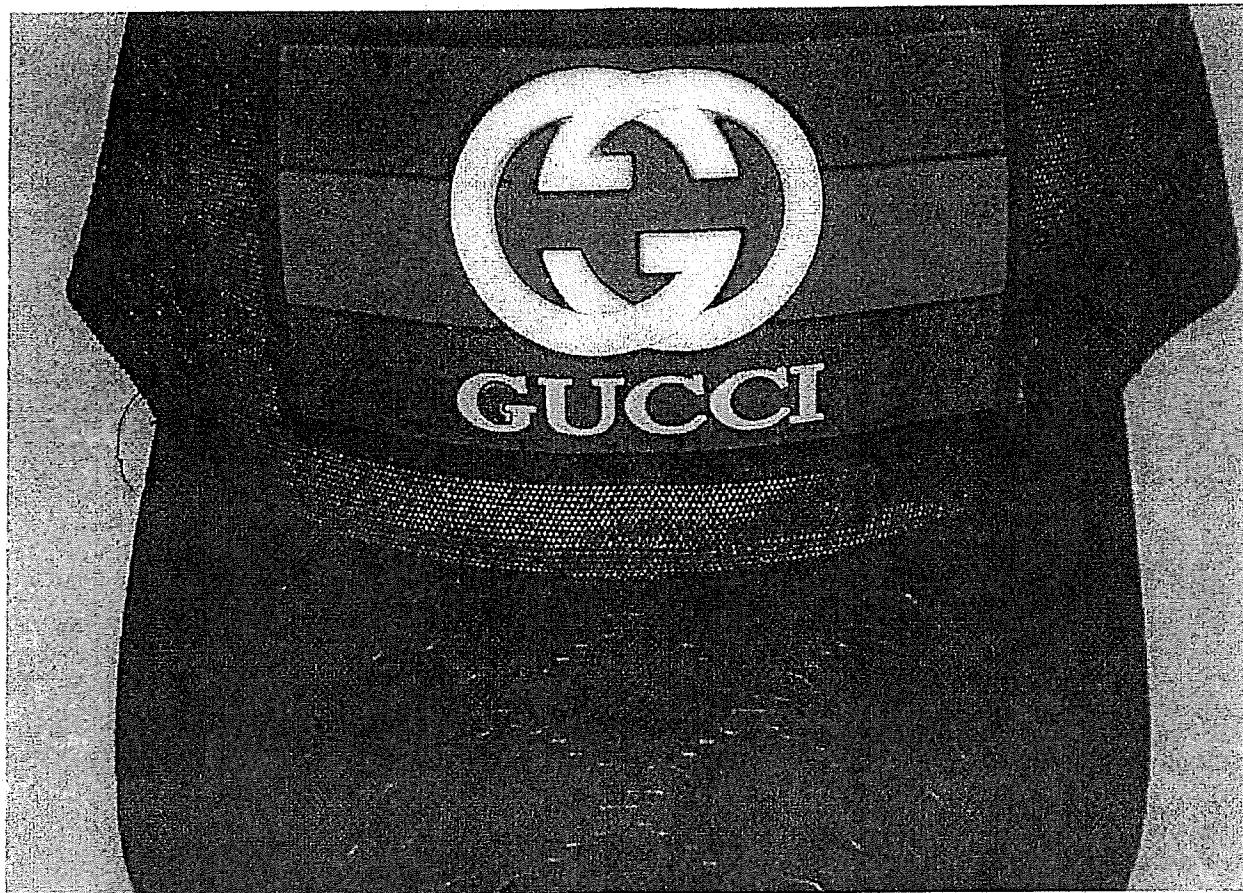
Monster, Outer Circle,  
Outer Stuff (expires  
2016), Ruffneck Wear,  
Inc., Saranac,  
Sennheiser, Silhouette,  
Strax Americas, Team  
Edition, Unisport,  
Accessory Brands,  
Streetwear Consultants

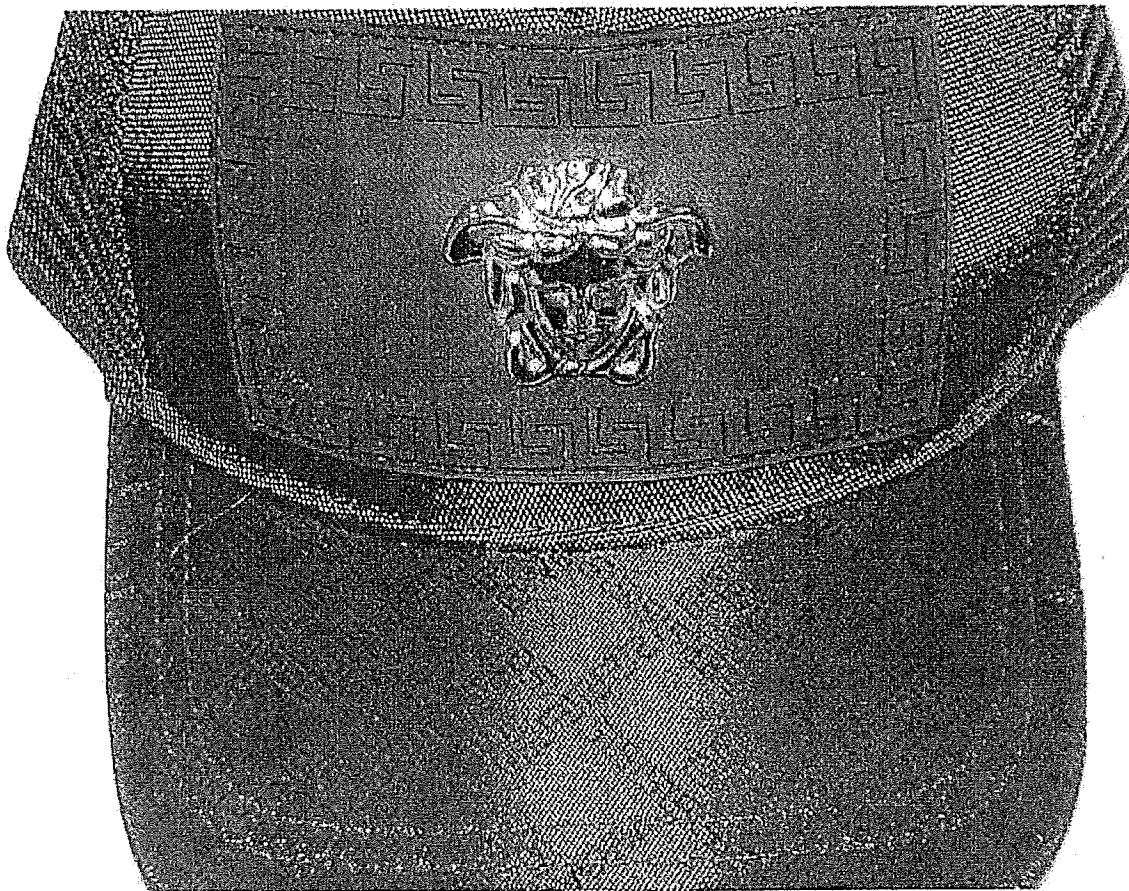
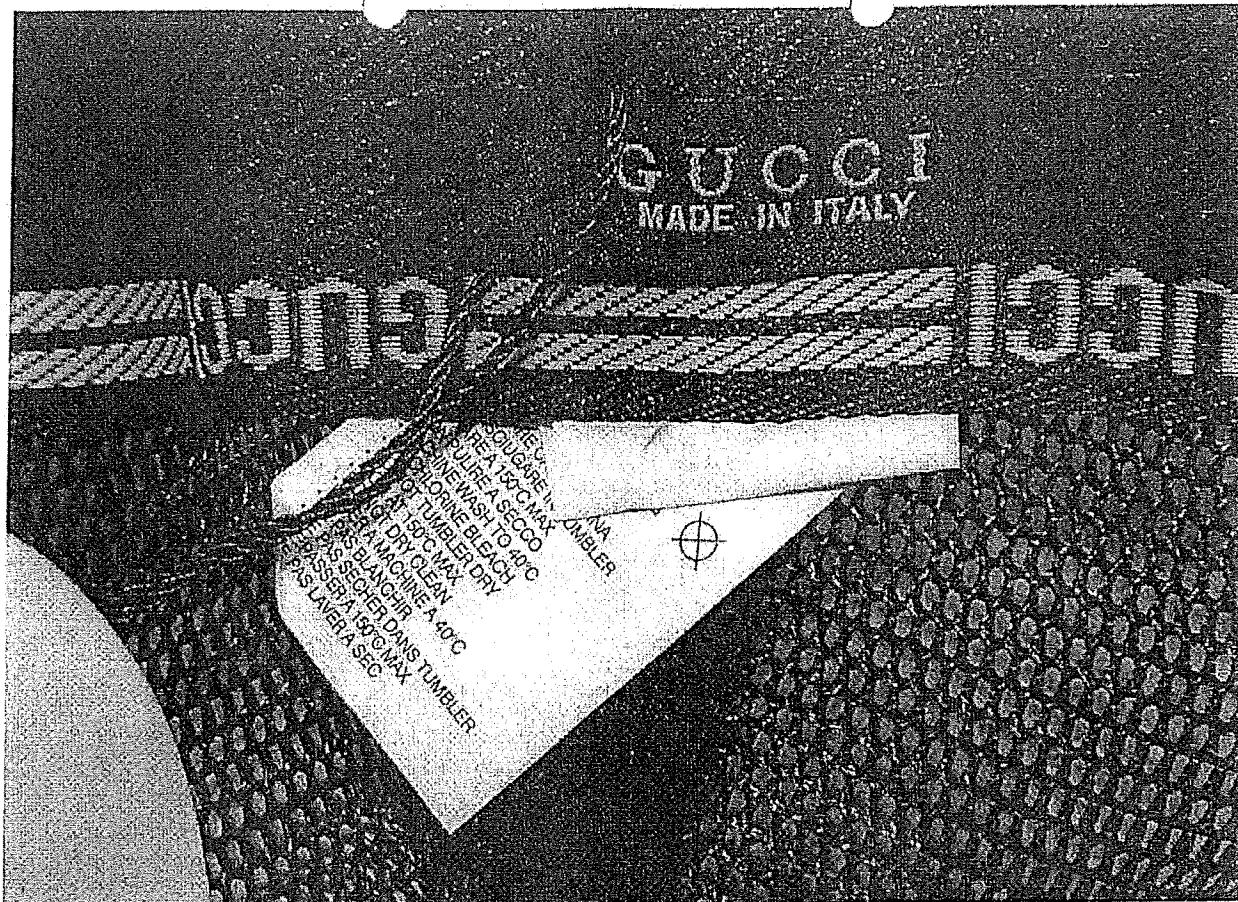
Additional Information  
the adidas security  
label featured in the  
handout that is posted  
on the US CBP  
database should be  
featured on all  
products. There are  
only three applications  
- sewn-in (on apparel),  
heat applied (footwear)  
and sticker  
(accessories). There  
are times that the  
sticker is applied to a  
hang-tag of apparel as  
well. Please call or  
email for any additional  
questions or  
authentication  
requests. Jeni  
Zuercher:  
Jeni.Zuercher@adidas-  
Group.com  
971-234-4021

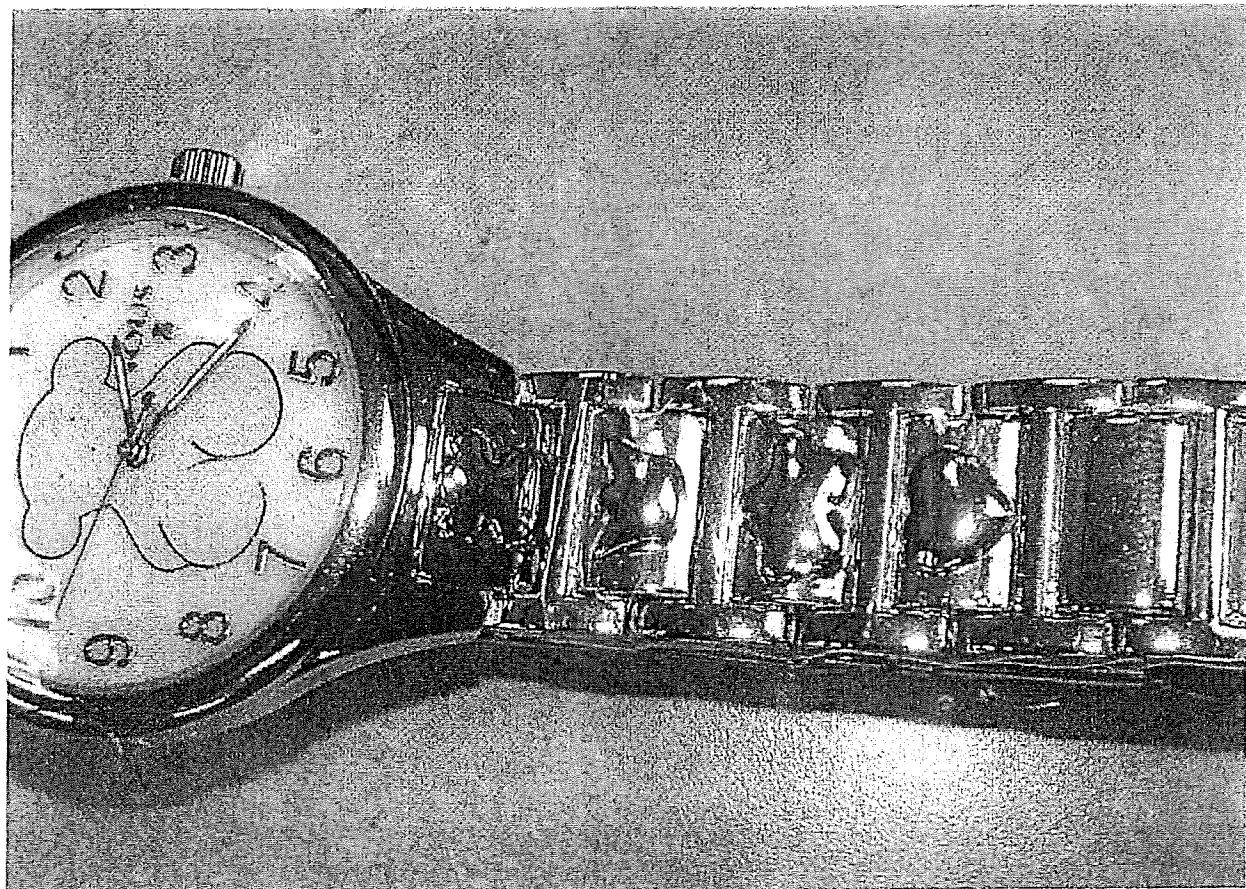
**EXHIBIT C:**

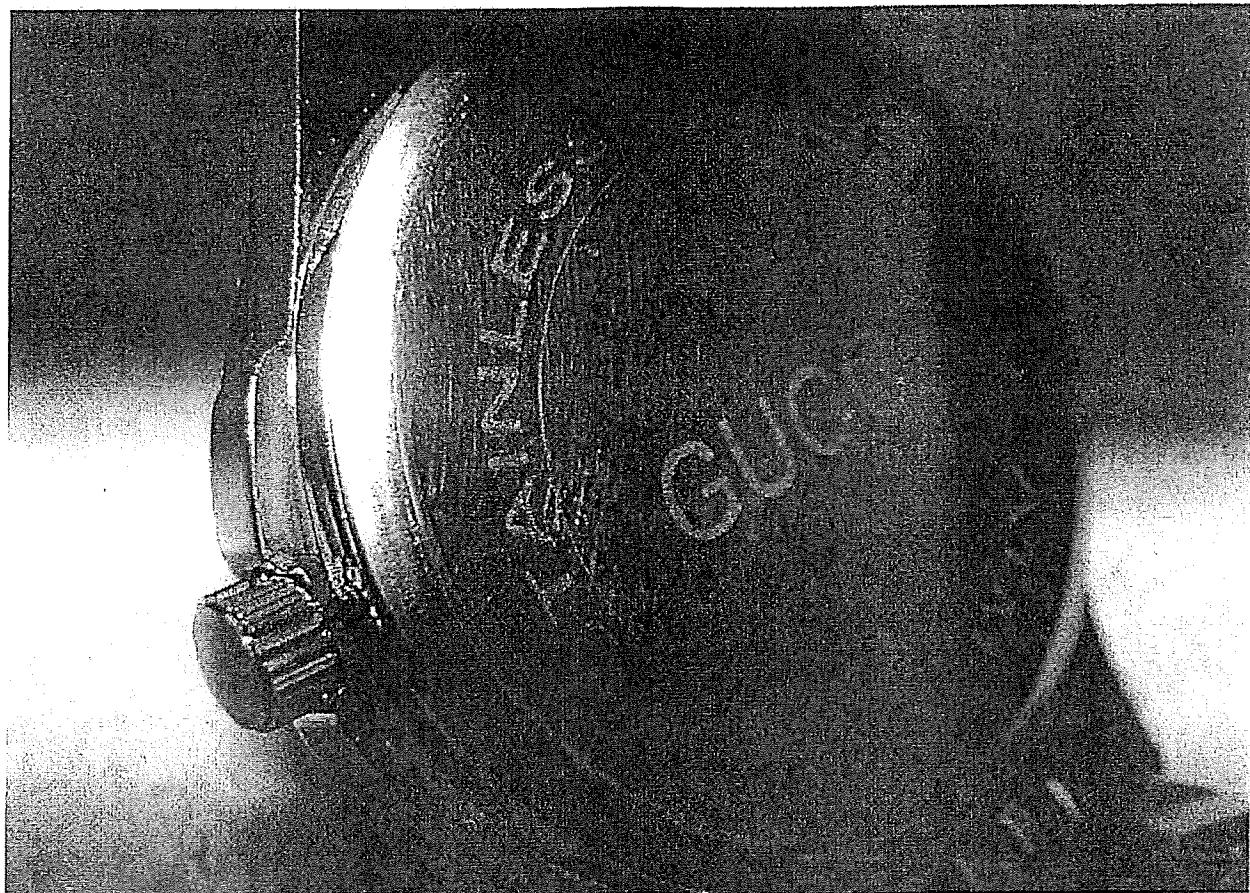
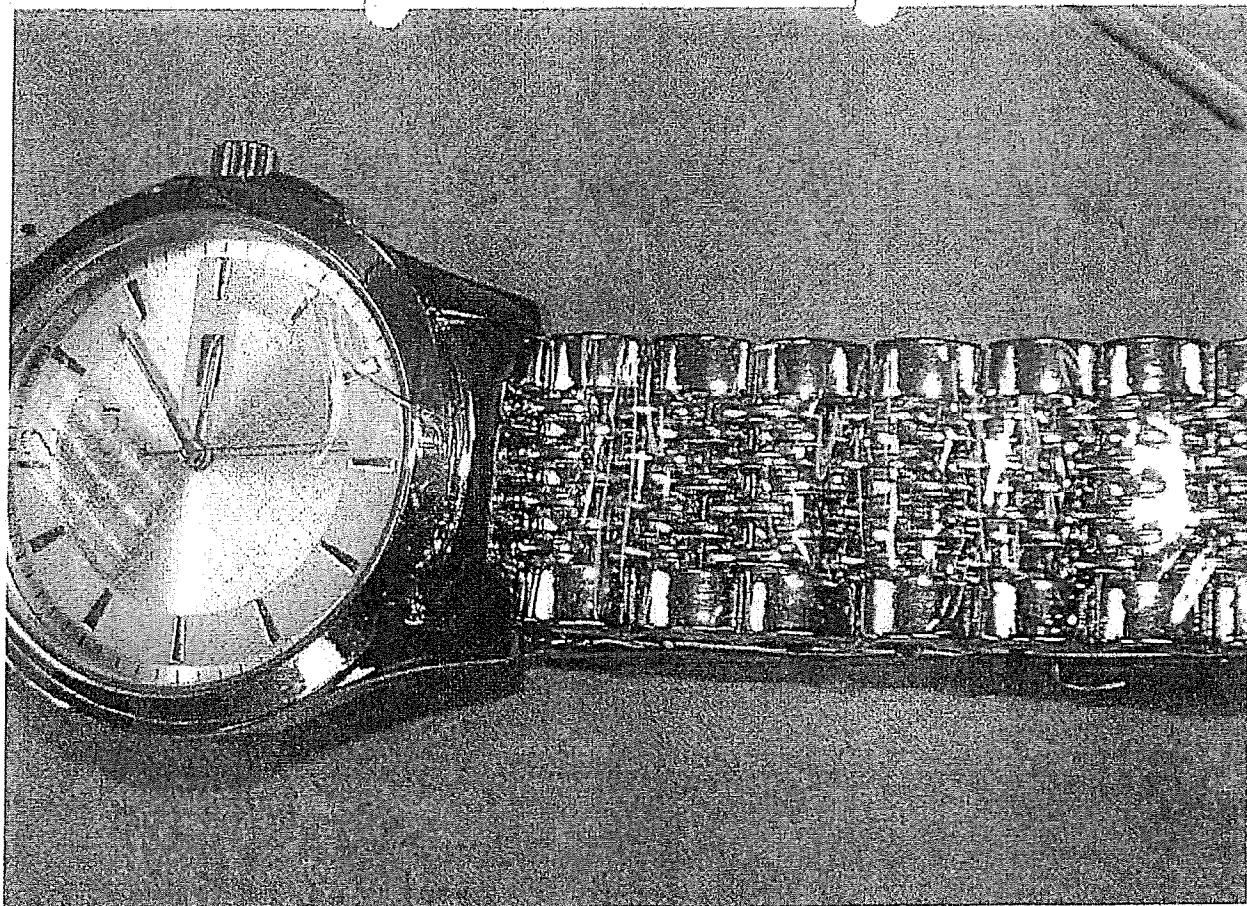


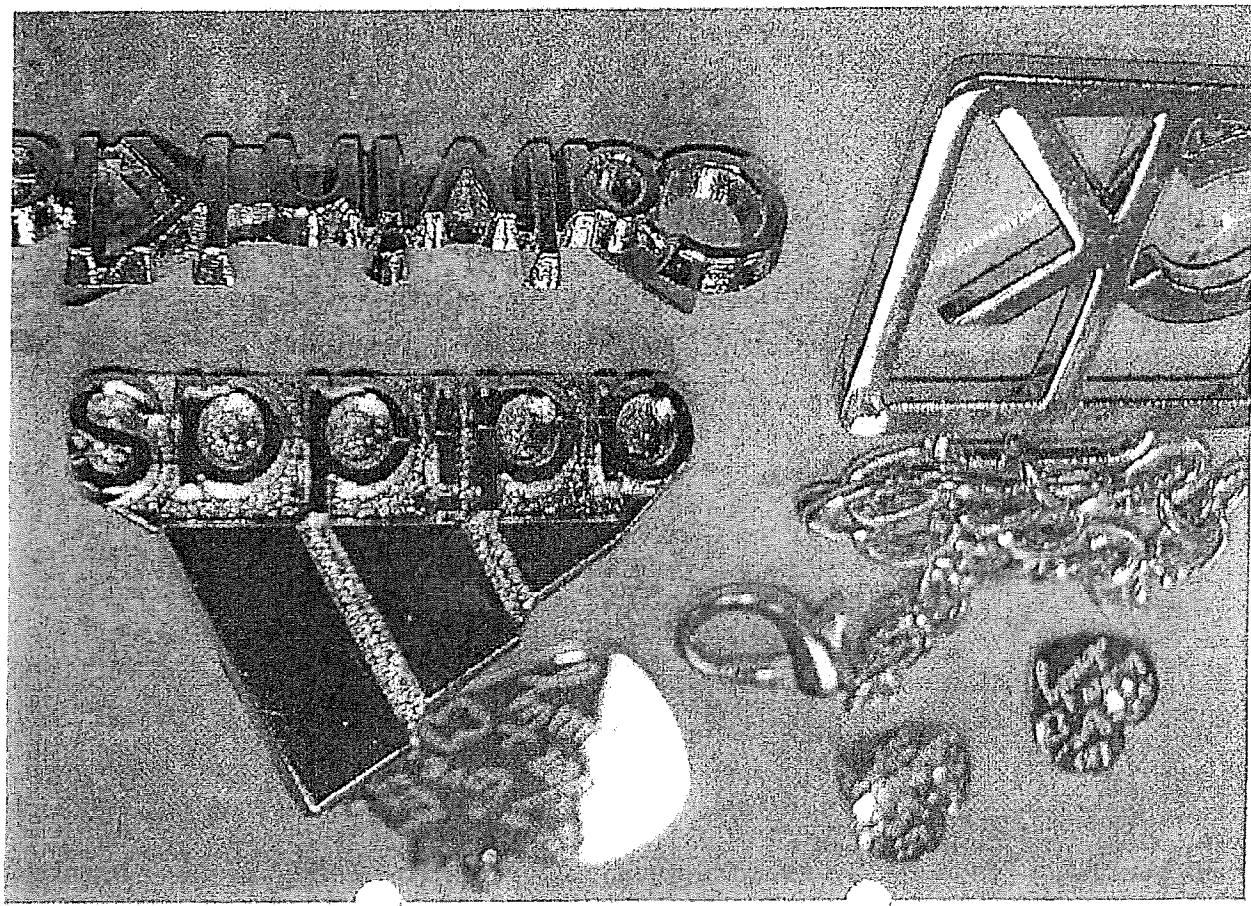
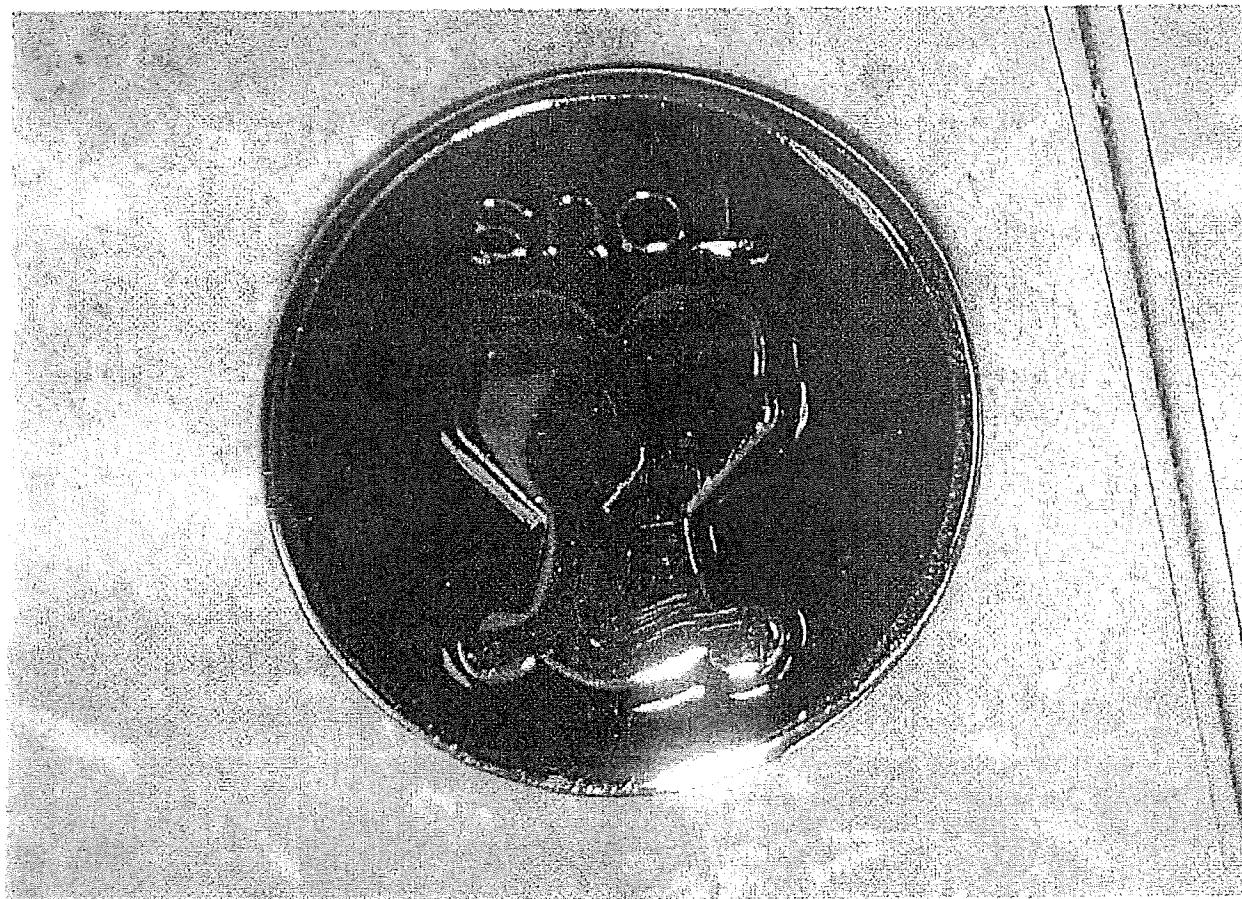












APK  
PK

OFFICIAL USE ONLY -- SEACATS INFORMATION -- OFFICIAL USE ONLY

<APPROVED> SEACATS - INCIDENT REPORT <APPROVED> PAGE 1  
TIN00208

INCIDENT NBR: 2017S2006812501 PP&amp;P CASE NBR: 2017491310109601

VIOLATOR NAME:

TOPIC: OPERATION "APRIL SHOWER"/SJU-TET

SEARCH: DATE / TIME DATE / TIME DATE / TIME  
ARREST: / SEIZURE: 04202017/1530

VIOLATOR DATA

LAST NAME: SANTOS  
FIRST NAME: EDNA MIDDLE NAME:  
CITIZENSHIP: DOB:  
STREET ADDRESS: PO BOX 1203 APT/SUITE:  
CITY: OROCOVIS STATE: PR CNTRY: US ZIP: 00720  
VIOLATOR TRAVEL CATEGORY: VIOLATOR STATUS AT ARREST:  
LOCAL USE:

0400

SUMMARY DATA

OI OFFICE CODE: CASE #:  
PROJECT CODES: TET SJU TRADE ENFORCEMENT TEAM  
MIT MOBILE INTELLECTUAL PROPERTY ENFORCEMENT TEAM  
PRIOR INFO: NONE X DEA CUSTOMS TECS NCIC OTHER

## NAME-TITLE-AGENCY

DECLARATION TAKEN BY:

ARRESTING OFFICER:

SEIZING OFFICER: TET

SUPERVISOR: DAVILA/M-SUPVY CBP OPPCR-C

PORT DIRECTOR: EDWIN CRUZ

TYPE OF INCIDENT: C COMMERCIAL/NON-NARCOTIC DISCOVERY DATE: 04202017

LAW CHARGED LAW CHARGED LAW CHARGED  
19USC1526 (B)

AGENCY PARTICIPATION

DISCOVERING: CSI  
SEIZING: CSI

CONVEYANCE DATA

CONVEYANCE TYPE: 2 EXPRESS CONSIGNMENT  
ITINERARY: DATE 04042017 TIME FROM CN CHINA (MAINLAND)

VIA

INBOUND/OUTBOUND: I MAIL SEARCHED:  
MAIL DETENTION NUMBER: APO/FPO NUMBER:  
AIR OR SURFACE: A TYPE OF PACKAGE: O OTHER

OFFICIAL USE ONLY -- SEACATS INFORMATION -- OFFICIAL USE ONLY

2017 APR 25 P 3:15

FBI - LITTLE ROCK  
SEARCHED INDEXED SERIALIZED FILED  
APR 25 2017

OFFICIAL USE ONLY -- SERCATS INFORMATION -- OFFICIAL USE ONLY

<APPROVED> SERCATS - INCIDENT REPORT <APPROVED> PAGE 2  
TIN00208INCIDENT NBR: 2017SZ006812501 PP&F CASE NBR: 2017491310109601  
VIOLATOR NAME:  
TOPIC: OPERATION "APRIL SHOWER"/SJU-TETSENDER - BUSINESS NAME: UNKNOWN  
STREET: APT/SUITE:  
CITY: STATE: CNTRY: CN ZIP:ADDRESSEE - PERSON NAME: SANTOS  
FIRST NAME: EDNA MIDDLE NAME:  
STREET: PO BOX 1203 APT/SUITE:  
CITY: OROCOVIS STATE: PR CNTRY: US ZIP: 00720

## SEIZURE DATA

REASON FOR EXAM: TYPE OF EXAM:  
SEIZURE REFERRED TO OI: PILER CODE:  
MANUFACTURER NAME/NBR:  
SHIPPER NAME/NBR:  
ABANDONED: BLITZ: DOG ALERT: XRAY:  
ENFORCEMENT AID USED:  
ENTRY NUMBER: ENTRY TYPE:  
APPRASING OFFICER: GARY S CHAPFEE  
MITIGATING OFFICER:  
ON SITE MITIGATION:  
CITATION ASSOCIATED WITH PENALTY:  
PENALTY: PENALTY ASSESSED .00 MITIGATED AMT .00  
AMT CLCTD .00 DATE RECEIPT# PRMSRY AMT  
PLACE OF DISCOVERY: LOC: SAN JUAN INTL ARPT  
PLACE OF SEIZURE: LOC: SAN JUAN INTL ARPT1 DESC OF SEIZED ITEM: PUMA CAPS  
COMM/CD: 6504009045 QTY: 14.00 UM: EA WT DET: FDIN:  
COUNTRY OF ORIGIN: CN COUNTRY OF EXPORT: CN COUNTRY OF DESTINATION: PR  
DEC VAL: 0 FOR VAL: DOM VAL: 36  
DUTY: 0.00 LEGAL STAT: SZ PHYS STAT: HE CUST: CSI  
CONCEAL: Z SEC: ENTERED TARIFF #: 6504009045  
T.H.S. CODE: 830 INV LIST: N CONCEAL COMM/CDE:2 DESC OF SEIZED ITEM: ADIDAS CAPS  
COMM/CD: 6504009045 QTY: 20.00 UM: EA WT DET: FDIN:  
COUNTRY OF ORIGIN: CN COUNTRY OF EXPORT: CN COUNTRY OF DESTINATION: PR  
DEC VAL: 0 FOR VAL: DOM VAL: 44  
DUTY: 0.00 LEGAL STAT: SZ PHYS STAT: HE CUST: CSI  
CONCEAL: Z SEC: ENTERED TARIFF #: 6504009045  
T.H.S. CODE: 830 INV LIST: N CONCEAL COMM/CDE:

OFFICIAL USE ONLY -- SERCATS INFORMATION -- OFFICIAL USE ONLY

OFFICIAL USE ONLY -- SEACATS INFORMATION -- OFFICIAL USE ONLY

<APPROVED> SEACATS - INCIDENT REPORT <APPROVED> PAGE 3  
TIN00208

INCIDENT NBR: 2017S2006812501 PP&P CASE NBR: 2017491310109601  
VIOLATOR NAME:  
TOPIC: OPERATION "APRIL SHOWER"/SJU-TET

3 DESC OF SEIZED ITEM: ARMANI EXCHANGE CAPS

COMM/CD: 6504009045 QTY: 24.00 UM: EA WT DET: FDIN:  
COUNTRY OF ORIGIN: CN COUNTRY OF EXPORT: CN COUNTRY OF DESTINATION: PR  
DEC VAL: 0 FOR VAL: DOM VAL: 79  
DUTY: 0.00 LEGAL STAT: SZ PHYS STAT: HE CUST: CSI  
CONCEAL: Z SEC: ENTERED TARIFF #: 6504009045  
T.E.S. CODE: 830 INV LIST: N CONCEAL COMM/CDE:

4 DESC OF SEIZED ITEM: GUCCI CAPS

COMM/CD: 6504009045 QTY: 3.00 UM: EA WT DET: FDIN:  
COUNTRY OF ORIGIN: CN COUNTRY OF EXPORT: CN COUNTRY OF DESTINATION: PR  
DEC VAL: 0 FOR VAL: DOM VAL: 100  
DUTY: 0.00 LEGAL STAT: SZ PHYS STAT: HE CUST: CSI  
CONCEAL: Z SEC: ENTERED TARIFF #: 6504009045  
T.E.S. CODE: 830 INV LIST: N CONCEAL COMM/CDE:

5 DESC OF SEIZED ITEM: VERSACE CAPS

COMM/CD: 6504009045 QTY: 2.00 UM: EA WT DET: FDIN:  
COUNTRY OF ORIGIN: CN COUNTRY OF EXPORT: CN COUNTRY OF DESTINATION: PR  
DEC VAL: 0 FOR VAL: DOM VAL: 67  
DUTY: 0.00 LEGAL STAT: SZ PHYS STAT: HE CUST: CSI  
CONCEAL: Z SEC: ENTERED TARIFF #: 6504009045  
T.E.S. CODE: 830 INV LIST: N CONCEAL COMM/CDE:

6 DESC OF SEIZED ITEM: CALVIN KLEIN METAL EMBLEMS

COMM/CD: 98040040 QTY: 190.00 UM: EA WT DET: FDIN:  
COUNTRY OF ORIGIN: CN COUNTRY OF EXPORT: CN COUNTRY OF DESTINATION: PR  
DEC VAL: 0 FOR VAL: DOM VAL: 38  
DUTY: 0.00 LEGAL STAT: SZ PHYS STAT: HE CUST: CSI  
CONCEAL: Z SEC: ENTERED TARIFF #: 98040040  
T.E.S. CODE: 830 INV LIST: N CONCEAL COMM/CDE:

7 DESC OF SEIZED ITEM: CALVIN KLEIN KEYCHAIN

COMM/CD: 98040040 QTY: 111.00 UM: EA WT DET: FDIN:  
COUNTRY OF ORIGIN: CN COUNTRY OF EXPORT: CN COUNTRY OF DESTINATION: PR  
DEC VAL: 0 FOR VAL: DOM VAL: 22  
DUTY: 0.00 LEGAL STAT: SZ PHYS STAT: HE CUST: CSI  
CONCEAL: Z SEC: ENTERED TARIFF #: 98040040  
T.E.S. CODE: 830 INV LIST: N CONCEAL COMM/CDE:

OFFICIAL USE ONLY -- SEACATS INFORMATION -- OFFICIAL USE ONLY

OFFICIAL USE ONLY -- SEACATS INFORMATION -- OFFICIAL USE ONLY

<APPROVED> SEACATS - INCIDENT REPORT <APPROVED> PAGE 4  
TIN00200

INCIDENT NBR: 2017SZ006812501 PP&F CASE NBR: 2017491310109601  
VIOLATOR NAME:  
TOPIC: OPERATION "APRIL SHOWER"/SJU-TBT

8 DESC OF SEIZED ITEM: TOUS PENDANTS

COMM/CD: 711319500 QTY: 19.00 UM: EA WT DET: FDIN:  
COUNTRY OF ORIGIN: CN COUNTRY OF EXPORT: CN COUNTRY OF DESTINATION: PR  
DEC VAL: 0 FOR VAL: DOM VAL: 188  
DUTY: 0.00 LEGAL STAT: SZ PHYS STAT: HB CUST: CSI  
CONCEAL: Z SEC: ENTERED TARIFF #: 711319500  
T.E.S. CODE: 830 INV LIST: N CONCEAL COMM/CDE:

9 DESC OF SEIZED ITEM: TOUS EARRINGS

COMM/CD: 7113195 QTY: 19.00 UM: EA WT DET: FDIN:  
COUNTRY OF ORIGIN: CN COUNTRY OF EXPORT: CN COUNTRY OF DESTINATION: PR  
DEC VAL: 0 FOR VAL: DOM VAL: 188  
DUTY: 0.00 LEGAL STAT: SZ PHYS STAT: HB CUST: CSI  
CONCEAL: Z SEC: ENTERED TARIFF #: 7113195  
T.E.S. CODE: 830 INV LIST: N CONCEAL COMM/CDE:

10 DESC OF SEIZED ITEM: TOUS METAL EMBLEM

COMM/CD: 98040040 QTY: 16.00 UM: EA WT DET: FDIN:  
COUNTRY OF ORIGIN: CN COUNTRY OF EXPORT: CN COUNTRY OF DESTINATION: PR  
DEC VAL: 0 FOR VAL: DOM VAL: 3  
DUTY: 0.00 LEGAL STAT: SZ PHYS STAT: HB CUST: CSI  
CONCEAL: Z SEC: ENTERED TARIFF #: 98040040  
T.E.S. CODE: 830 INV LIST: N CONCEAL COMM/CDE:

11 DESC OF SEIZED ITEM: ADIDAS METAL EMBLEMS

COMM/CD: 7326908 QTY: 32.00 UM: EA WT DET: FDIN:  
COUNTRY OF ORIGIN: CN COUNTRY OF EXPORT: CN COUNTRY OF DESTINATION: PR  
DEC VAL: 0 FOR VAL: DOM VAL: 6  
DUTY: 0.00 LEGAL STAT: SZ PHYS STAT: HB CUST: CSI  
CONCEAL: Z SEC: ENTERED TARIFF #: 7326908  
T.E.S. CODE: 830 INV LIST: N CONCEAL COMM/CDE:

12 DESC OF SEIZED ITEM: GUCCI WATCHES

COMM/CD: 91021195 QTY: 32.00 UM: EA WT DET: FDIN:  
COUNTRY OF ORIGIN: CN COUNTRY OF EXPORT: CN COUNTRY OF DESTINATION: PR  
DEC VAL: 0 FOR VAL: DOM VAL: 2528  
DUTY: 0.00 LEGAL STAT: SZ PHYS STAT: HB CUST: CSI  
CONCEAL: Z SEC: ENTERED TARIFF #: 91021195  
T.E.S. CODE: 830 INV LIST: N CONCEAL COMM/CDE:

OFFICIAL USE ONLY -- SEACATS INFORMATION -- OFFICIAL USE ONLY

OFFICIAL USE ONLY -- SEACATS INFORMATION -- OFFICIAL USE ONLY

<APPROVED> SEACATS - INCIDENT REPORT <APPROVED> PAGE 5  
TIN00208

INCIDENT NBR: 201752006812501 PPEP CASE NBR: 2017491310109601  
VIOLATOR NAME:  
TOPIC: OPERATION "APRIL SHOWER"/SJU-TET

## 13 DESC OF SEIZED ITEM: TOUS WATCHES

COMM/CD: 91021195 QTY: 35.00 UM: EA WT DET: FDIN:  
COUNTRY OF ORIGIN: CN COUNTRY OF EXPORT: CN COUNTRY OF DESTINATION: PR  
DEC VAL: 0 FOR VAL: DOM VAL: 577  
DUTY: 0.00 LEGAL STAT: SZ PHYS STAT: HE CUST: CSI  
CONCEAL: Z SEC: ENTERED TARIFF #: 91021195  
T.E.S. CODE: 830 INV LIST: N CONCEAL COMM/CDE:

TOTALS: DECLARED VALUE: 0 FOREIGN VALUE: 0  
DOMESTIC VALUE: 3876 DUTY: 0.00

## CIRCUMSTANCES/REMARKS:

On April 05, 2017 during Operation "April Shower", USPS shipments at GPO Facility CBPO/Trade Enforcement Team inspected and detained parcel packages with AIRWAYBILL/TRACKING NUMBER EA175506717CN, EA175507947CN, EA123960423CN and EA175507805CN. Packages were detained under the suspicion of counterfeit merchandise and were TOT to the Air Cargo Office. Upon further inspection CBPO/TET discovered that the packages contained: LI 001 PUMA CAPS (14 EA) (TMK 06-00169) (PTO #1354044) LI 002 ADIDAS CAPS (20 EA) (TMK 06-00113) (PTO #1300627) LI 003 ARMANI EXCHANGECAPS (24 EA) (TMK 03-00439) (PTO # 1756717) LI 004 GUCCI CAPS (03 EA) (TMK 04-00246) (PTO #1168477) LI005 VERSACE CAPS (02 EA) (TMK 03-00467) (PTO #2426052) LI006 CALVIN KLEIN METAL EMBLEM (190 EA) (TMK 97-00015) (PTO #2000616) LI007 CALVIN KLEIN KEYCHAIN (111 EA) (TMK 97-00015) (PTO #2000616) LI 008 TOUS PENDANTS (19 EA) (TMK 07-01247) (PTO #2323330) LI 009 TOUS BARRINGS (19 EA) (TMK 07-01247) (PTO #2323330) LI010 TOUS METAL EMBLEM (16 EA) (TMK 07-01247) (PTO #2323330) LI011 ADIDAS METAL EMBLEM (32 EA) (TMK 06-00113) (PTO #1300627) LI012 GUCCI WATCHES (32 EA) (TMK 04-00246) (PTO

#1168477) LI 013 TOUS WATCHES (35 EA) (TMK 07-01247) (PTO #2323330) . Merchandise were deemed counterfeit due to low quality of the products, packaging and delivery method not common for original merchandise. On April 20, 2017 HSI/ICE Supervisor Carmen Morales was notified and instructed to handle the case administrative. SCBPO-Mabel Davila was advised and approved the seizure. Merchandise seized under CBP Form 60518 #7373810 used to document chain of custody of seized merchandise.

Appraisal provided by the Import Specialists Team.

OFFICIAL USE ONLY -- SEACATS INFORMATION -- OFFICIAL USE ONLY

**EXHIBIT D:**

Appraised by Import Specialist, Gary S. Callahan

**EXHIBIT E:**

48 Carr 165 Ste 3000, City View Plaza II  
Guaynabo, PR 00968-8071



**U.S. Customs and  
Border Protection**

ENF-4-FO: SJ: AP: FP: PH

JUN 13 2017

Certified Mail  
7015 1520 0002 0170 3325

Edna Santos  
P.O. Box 1203  
Orocovis, PR 00720

Re: Case Number 2017-4913-101096-01

Dear Ms. Santos:

This is to officially notify you that U.S. Customs and Border Protection (CBP) seized the property described below at Carolina, Puerto Rico on April 20, 2017:

- See attached table

The appraised domestic value of the property is \$13,575.10.

The property was seized and is subject to forfeiture under the provisions of Title 19, United States Code (U.S.C), Section (§) 1526(e) (19 U.S.C. § 1526(e)), which prohibits the importation of merchandise bearing a counterfeit trademark that is both registered with the Patent and Trademark Office (PTO) and recorded with CBP. The property contains markings which are substantially indistinguishable from and, therefore, bear a counterfeit design/word/mark as indicated below. CBP Regulations provide that any article imported into the United States bearing a counterfeit trademark shall be seized and, in the absence of the written consent of the trademark owner, forfeited for violation of the Customs laws. Listed below is a description of the seized property, a description of the trademark and the name and address of the trademark owner.

Description of Property: Puma caps

Domestic Value: \$127.40

Description of Trademark: Design of a leaping cat

Customs and Border Protection Recordation Number: TMK 06-00169

U. S. Patent & Trademark Office Registration Number: 1354044

Trademark Representative Name: Peter Mastrostefano

Trademark Representative Address: 10 Lyberty Way Westford, MA 01886

Description of Property: Adidas caps & Adidas metal emblems

Domestic Value: \$176.40

Description of Trademark: Word mark

Customs and Border Protection Recordation Number: TMK 06-00113

U. S. Patent & Trademark Office Registration Number: 1300627

Trademark Representative Name: Nicole Hyatt

Trademark Representative Address: 5055 N. Greeley Ave. MS A-3-12B Portland, OR 97217

Description of Property: Armani Exchange caps

Domestic Value: \$277.20

Description of Trademark: Word mark, AX Armani Exchange

Customs and Border Protection Recordation Number: TMK 03-00439

U. S. Patent & Trademark Office Registration Number: 1756717

Trademark Representative Name: Anthony F. Lo Cicero, Esq.

Trademark Representative Address: 90 Park Avenue New York, NY 10016

Description of Property: Gucci caps/Gucci watches

Domestic Value: \$9,199.75

Description of Trademark: Word mark; Gucci

Customs and Border Protection Recordation Number: TMK 04-00246

U. S. Patent & Trademark Office Registration Number: 1168477

Trademark Representative Name: Jessica Haugen

Trademark Representative Address: 195 Broadway, 12<sup>th</sup> Floor New York, NY 10007

Description of Property: Versace caps

Domestic Value: \$234.50

Description of Trademark: Word mark, Versace Jeans Couture

Customs and Border Protection Recordation Number: TMK 03-00467

U. S. Patent & Trademark Office Registration Number: 2426052

Trademark Representative Name: Jeffrey B. Sladkus, Esq.

Trademark Representative Address: 1827 Powers Ferry Rd. Blg. 6, Ste. 200 Atlanta, GA 30339

Description of Property: Calvin Klein metal emblem/Calvin Klein keychains

Domestic Value: \$210.70

Description of Trademark: Word mark, service mark Calvin Klein

Customs and Border Protection Recordation Number: TMK 97-00015

U. S. Patent & Trademark Office Registration Number: 2000616

Trademark Representative Name: Dawn Buonocore-Atlas

Trademark Representative Address: 205 West 39<sup>th</sup> Street New York, NY 10018

Description of Property: Tous pendants/Tous earrings/Tous metal emblems/Tous watches

Domestic Value: \$3,349.15

Description of Trademark: Bear design

Customs and Border Protection Recordation Number: TMK 07-01247

U. S. Patent & Trademark Office Registration Number: 2323330

Trademark Representative Name: David Sunshine

Trademark Representative Address: 277 Park Avenue New York, NY 10172

The facts available to CBP indicate that you might have an interest in the seized property. The purpose of this letter is to advise you of the options available to you concerning this seizure. An important document – an “Election of Proceedings” form is enclosed with this letter. You must choose one of the options outlined below, indicate your choice on the “Election of Proceedings” form, and return it and any other necessary documents to CBP within the allotted time frame.

Should you choose to abandon the property, you must still complete the "Election of Proceedings" form and return it to CBP.

Your options are as follows:

1. **Petition:** You may file a petition with this office within 30 days from the date of this letter in accordance with 19 U.S.C. § 1618 and 19 C.F.R. §§ 171.1 and 171.2, seeking remission of the forfeiture. The petition does not need to be in any specific form, but it must describe the property involved, identify the date and place of the seizure, include all the facts and circumstances which you believe warrant relief from forfeiture, and must include proof of your interest in or claim to the property. Examples of proof of interest include, but are not limited to a car title, loan agreement, or documentation of the source of funds. If you choose this option, you must check Box 1 on the "Election of Proceedings" form.

By completing Box 1 on the "Election of Proceedings" form, you are requesting administrative processing of your case by CBP. You are requesting that CBP refrain from beginning forfeiture proceedings while your petition is pending or that CBP halt administrative forfeiture proceedings, if they have already commenced. However, if CBP has already referred the matter to the U.S. Attorney's Office for the institution of judicial forfeiture proceedings, your petition will be forwarded to the U.S. Attorney for consideration.

If you are dissatisfied with the petition decision (initial petition or supplemental petition), you will have an additional 60 days from the date of the initial petition decision, or 60 days from the date of the supplemental petition decision, or such other time as specified by the Fines, Penalties and Forfeitures Officer to file a claim to the property, along with the required cost bond, requesting referral of the matter to the U.S. Attorney's Office for judicial action. If you do not act within these time frames, CBP may forfeit the property to the United States as authorized by law.

At any point prior to the forfeiture of the property, you may request a referral to the U.S. Attorney by filing a claim and cost bond. *Please see section 4 of this letter for information on how to file a claim and cost bond.* If you take such action after filing a petition for relief, your pending petition will be withdrawn from consideration.

2. **Offer in Compromise:** At any time prior to forfeiture, you may file an offer in compromise in accordance with 19 U.S.C. § 1617 and 19 C.F.R. §§ 161.5 and 171.31. The offer must specifically state that you are making it under the provisions of 19 U.S.C. § 1617. If you are offering money in settlement of the case, you must include payment (bank draft, cashier's check or certified check, drawn on a U.S. financial institution, and made payable to CBP) in the amount of your offer. CBP may only consider the amount of your offer and will return the full offer if it is rejected. *This option may serve to delay the case. If you choose this option, you must check Box 2 on the "Election of Proceedings" form.*

If you chose to submit an offer in compromise and are dissatisfied with the offer decision, you will have an additional 30 days from the date of the offer decision to file a claim and

bond requesting a referral for judicial action. If you do not act within the additional 30 days, the property may be forfeited to the United States.

You may also request a referral for judicial action at any point prior to the issuance of the offer in compromise decision. (*Please see section 4 of this letter for information on how to file* You may also request a referral for judicial action at any point prior to the issuance of the offer *a claim and cost bond.*) If you take such action, your petition or offer will be considered to have been withdrawn.

If, upon receipt of your offer, the matter has already been referred to the U.S. Attorney for the institution of judicial forfeiture proceedings, your offer will be forwarded to the United States Attorney for consideration as an offer of settlement in the judicial case, as appropriate.

3. **Abandon:** You may abandon the property or state that you have no claim or interest in it. If you choose this option, you should check Box 3 on the "Election of Proceedings" form. The Government may proceed with forfeiture proceedings or address claims from other parties concerning the property, without further involving you.
4. **Court Action:** You may request to have this matter referred to the U.S. Attorney for institution of judicial forfeiture proceedings by notifying the office identified in this letter, in writing, that you do not intend to file a petition or offer in compromise with CBP or post the value of the merchandise to obtain its release on payment (see below). If you choose this option, you should check Box 4 on the "Election of Proceedings" form.

If you chose this option, you must submit to CBP (at the address provided at the end of this letter) a claim and cost bond in the penal sum of \$5,000 or 10 percent of the value of the claimed property, whichever is less, but in no case shall the amount of the bond be less than \$250.00.

If you file the claim and bond, the case will be referred promptly to the appropriate U.S. Attorney for the institution of judicial proceedings in Federal court to forfeit the seized property in accordance with 19 U.S.C. § 1608 and 19 C.F.R. § 162.47. You may then file a petition for relief with the Department of Justice pursuant to Title 28, Code of Federal Regulations, Part 9 (28 C.F.R. Pt. 9). Failure to submit a bond with the claim will render the request for judicial proceedings incomplete, and therefore, defective. This means that the case will NOT be referred to the appropriate U.S. Attorney.

If you wish the Government to seek judicial forfeiture proceedings but cannot afford to post the bond, you should contact the Fines, Penalties & Forfeitures Officer or Asset Forfeiture Officer of CBP (where applicable) so that CBP can make a determination of your financial ability to pay the bond. If a determination of inability to pay is made, the cost of the bond may be waived in its entirety. The case will be referred promptly and you may then file a petition for relief with the Department of Justice pursuant to 28 C.F.R. Pt. 9.

**Take No Action:** If you choose to do nothing, CBP may seek to forfeit the property. In order to obtain forfeiture, CBP must publish a notice of seizure and intent to forfeit for 30 consecutive

days, and after that time the Government acquires full title to the seized property. The first notice will be posted on or about 30 days from the date of this letter.

For property appraised in excess of \$5,000, CBP will post notice of seizure and intent to forfeit on the internet at [www.forfeiture.gov](http://www.forfeiture.gov) for 30 consecutive days.

For property appraised at \$5000 or less, CBP will post notice of seizure and intent to forfeit in a conspicuous place accessible to the public at the customhouse or Border Patrol sector office (where appropriate) nearest the place of seizure as well as on the internet at [www.forfeiture.gov](http://www.forfeiture.gov) for 30 consecutive days.

**Release on Payment:** If the seized merchandise is not, by law, prohibited from entry into the commerce of the United States, you may, within 30 days of this letter, submit an offer to pay the full appraised domestic value of the seized property accompanied by the full payment (bank draft, cashier's check or certified check, drawn on a U.S. financial institution, and made payable to CBP) or an irrevocable letter of credit in accordance with 19 U.S.C. § 1614 and 19 C.F.R. § 162.44.

If CBP accepts your offer to substitute release of the seized property on payment, the property will be immediately released, and the payment or letter of credit will be substituted for the seized property. You may still submit a petition, offer in compromise, or file a claim and cost bond requesting that the matter be referred to the U.S. Attorney's Office, and you must check the appropriate box on the "Election of Proceedings" form. The decision letter on your offer will provide you with the time frames for those options.

If, upon receipt of your offer, the matter has already been referred to the U.S. Attorney's Office for the institution of judicial forfeiture proceedings, your offer will be forwarded to the U.S. Attorney for consideration.

**Holder of a Lien or Security Interest:** If you are a holder of a lien or security interest and you do not file a request for court action (option 4 above), you may avail yourself of any of the other options listed. No relief will be granted to you until after forfeiture, unless your petition, offer or request is accompanied by an agreement to hold the United States, its officers and employees harmless, and a release from the registered owner and/or person from whom the property was seized.

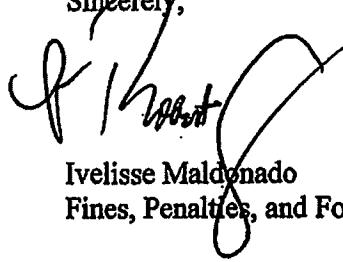
No matter which box you check on the enclosed "Election of Proceedings" form, you should sign, date and return the form, along with any petition, offer in compromise, or request for judicial forfeiture proceedings if those documents are necessary to support the option you choose. *If you did not receive this form, please call the telephone number below.*

All accompanying documents, including supporting documents, must be in the English language or accompanied by an English language translation and submitted in duplicate.

In addition to the seizure and forfeiture liability, you may be liable for a civil penalty in this matter. If you are liable for a civil penalty, details on the civil penalty are in the attached letter; or, if not attached, are being prepared and will be mailed shortly.

All correspondence should be addressed to U.S. Customs and Border Protection, Attn: FP&F Office, City View Plaza II, 48 Carr. 165 OFC 3000, Guaynabo, PR 00968-8046. If further information is required, contact Patricia Hernandez, Paralegal Specialist, at 787-729-6915. All inquiries should reference the case number.

Sincerely,



Ivelisse Maldonado  
Fines, Penalties, and Forfeitures Officer

Enclosure: Election of Proceedings form - Non Cafra Form

A FALSE STATEMENT OR CLAIM MAY SUBJECT A PERSON TO PROSECUTION  
UNDER 18 U.S.C. §1001 AND/OR 18 U.S.C. §1621, AND MAY BE PUNISHABLE BY A  
FINE AND IMPRISONMENT

**ELECTION OF PROCEEDINGS – NON-CAFRA FORM**

**NOTE: PLEASE READ THE LETTER NOTICE OF SEIZURE AND INFORMATION FOR CLAIMANTS BEFORE YOU FILL OUT THIS FORM. THIS FORM SHOULD BE COMPLETED AND RETURNED TO U.S. CUSTOMS AND BORDER PROTECTION (CBP), Attn: Fines, Penalties and Forfeitures, 48 CARR 165 STE 3000, City View Plaza II, Guaynabo, PR 00968-8071.**

I understand that property in which I have an interest has been seized by U.S. Customs and Border Protection (CBP)  
**2017-4913-101096-01 PH.**

Check ONLY ONE of the five following choices:

**1. I REQUEST THAT CBP CONSIDER MY PETITION ADMINISTRATIVELY BEFORE FORFEITURE PROCEEDINGS ARE INITIATED.** My petition is attached. By making this request, I understand that I am giving up my right to (1) immediately begin administrative forfeiture proceedings, as provided by 19 U.S.C. § 1607 and 19 C.F.R. § 162.45, or (2) have the case immediately referred to the U.S. Attorney for court action, as provided by 19 U.S.C. § 1608 and 19 C.F.R. § 162.47. If administrative forfeiture has begun, it will be stopped until my petition is considered. However, I understand that *at any time* I can request, in writing, that you begin administrative forfeiture proceedings, and you will continue to consider my petition. I also understand that *at any time* I can file a claim and bond with CBP and CBP's consideration of my petition will stop and the case will be sent to the U.S. Attorney's Office for court action.

**2. I REQUEST THAT CBP CONSIDER MY OFFER IN COMPROMISE ADMINISTRATIVELY BEFORE FORFEITURE PROCEEDINGS ARE INITIATED.** My offer is attached. By making this request, I understand that I am giving up my right to (1) immediately begin administrative forfeiture proceedings, as provided by 19 U.S.C. § 1607 and 19 C.F.R. § 162.45, or (2) have the case immediately referred to the U.S. Attorney for court action, as provided by 19 U.S.C. § 1608 and 19 C.F.R. § 162.47. If administrative forfeiture has begun, it will be stopped until my offer is considered. However, I understand that *while my offer is under consideration* I can request, in writing, that CBP begin administrative forfeiture proceedings, and CBP will continue to consider my offer. I also understand that *while my offer is under consideration* I can file a claim and cost bond with CBP and CBP's consideration of my offer will stop and the case will be sent to the U.S. Attorney's Office for court action.

**3. I ABANDON THE PROPERTY AND I REQUEST THAT CBP BEGIN ADMINISTRATIVE PROCEEDINGS TO FORFEIT THE PROPERTY.** Please immediately begin publication of the notice of seizure and intent to forfeit. I abandon any claim or interest in the property.

**4. I REQUEST THAT CBP SEND MY CASE FOR COURT ACTION.** Please immediately refer the case to the U.S. Attorney's Office for the institution of judicial forfeiture proceedings. I am filing/will file a claim and bond with CBP.

**5. I REQUEST THAT CBP BEGIN ADMINISTRATIVE PROCEEDINGS TO FORFEIT THE PROPERTY.** Please immediately begin publication of the notice of seizure and intent to forfeit the property, and consider any petition or offer in compromise which I may timely file. I understand that within thirty (30) days of the first publication of the notice, I can request that CBP send the case to the U.S. Attorney's Office for institution of judicial forfeiture proceedings.

---

Name (Print)

---

Date

---

Signature



### Table of Property Seized

Case Number: 2017-4913-101096-01

Property	Approximate Quantity	UM
Puma caps	14	EA.
Adidas caps	20	EA.
Armani Exchange caps	24	EA.
Gucci caps	3	EA.
Versace caps	2	EA.
Calvin Klein metal emblems	190	EA.
Calvin Klein keychains	111	EA.
Tous pendants	19	EA.
Tous earrings	19	EA.
Tous metal emblem	16	EA.
Adidas metal emblem	32	EA.
Gucci watches	32	EA.
Tous watches	35	EA.

**SENDER: COMPLETE THIS SECTION**

- Complete items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

## 1. Article Addressed to:

Edna Santos  
P.O. Box 1203  
Orocovis, PR 00720



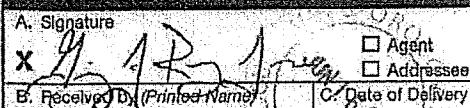
9590 9402 1598 5362 1432 85

## 2. Article Number (Transfer from service label)

70-1520 0002 0170 3325

**COMPLETE THIS SECTION ON DELIVERY**

## A. Signature

  
 Agent  
 Addressee

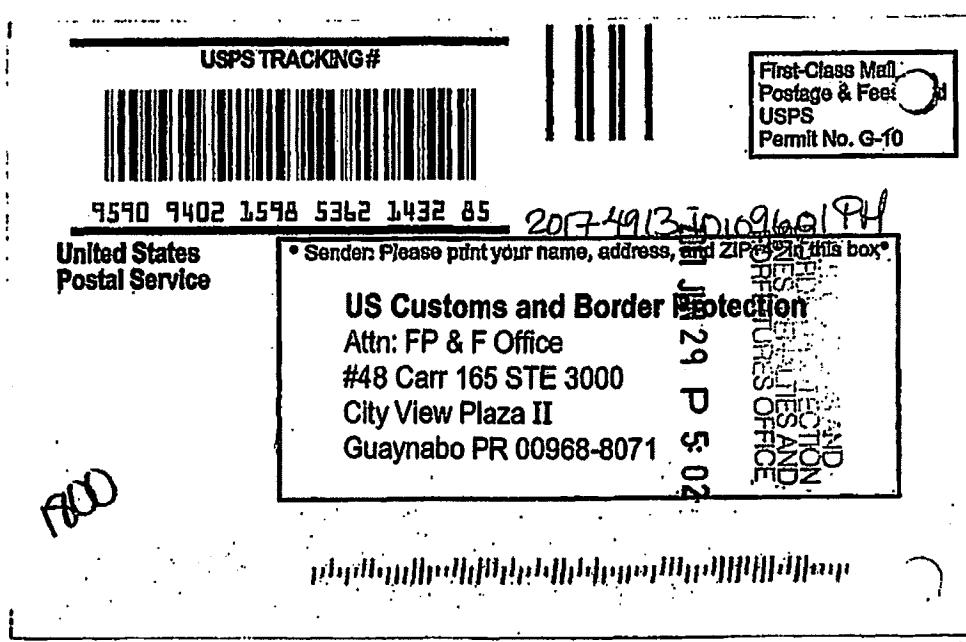
## B. Received By (Printed Name)

## C. Date of Delivery

D. Is delivery address different from Item 1?  Yes  
 If YES, enter delivery address below:  No

## 3. Service Type

<input type="checkbox"/> Adult Signature	<input type="checkbox"/> Priority Mail Express®
<input type="checkbox"/> Adult Signature Restricted Delivery	<input type="checkbox"/> Registered Mail™
<input type="checkbox"/> Certified Mail®	<input type="checkbox"/> Registered Mail Restricted Delivery
<input type="checkbox"/> Certified Mail Restricted Delivery	<input type="checkbox"/> Return Receipt for Merchandise
<input type="checkbox"/> Collect on Delivery	<input type="checkbox"/> Signature Confirmation™
<input type="checkbox"/> Collect on Delivery Restricted Delivery	<input type="checkbox"/> Signature Confirmation Restricted Delivery
<input type="checkbox"/> Insured Mail	
<input type="checkbox"/> Insured Mail Restricted Delivery (over \$500)	



**EXHIBIT F:**

**U.S. DEPARTMENT OF HOMELAND SECURITY  
U.S. CUSTOMS AND BORDER PROTECTION  
DECLARATION OF ADMINISTRATIVE FORFEITURE  
(Property Valued at \$5,000 or less)**

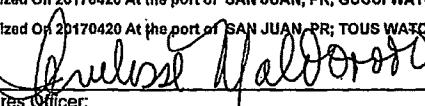
Case Number: 2017491310109601

Notice of Seizure and Intent to Forfeit was published at [www.forfeiture.gov](http://www.forfeiture.gov) and posted at the Customhouse #48 CARR 165 STE 300008, GUAYNABO, PR, 00968- as required by law on the following dates: 7/14/2017 to 8/12/2017

In accordance with the provisions of Title 19, United States Code, Sections 1607 and 1609 (19 U.S.C. §§ 1607, 1609) and Title 19, Code of Federal Regulations, Section 162.45 (19 C.F.R. § 162.45), the following described property is declared forfeited for violation(s) as listed below.

20174913101096010010000; Seized On 20170420 At the port of SAN JUAN, PR; PUMA CAPS; ; 1; BX; Valued at \$36; For violation of 19 USC 1526(E)  
20174913101096010020000; Seized On 20170420 At the port of SAN JUAN, PR; ADIDAS CAPS; ; 20; EA; Valued at \$44; For violation of 19 USC 1526(E)  
20174913101096010030000; Seized On 20170420 At the port of SAN JUAN, PR; ARMANI EXCHANGE CAPS; ; 24; EA; Valued at \$79; For violation of 19 USC 1526(E)  
20174913101096010040000; Seized On 20170420 At the port of SAN JUAN, PR; GUCCI CAPS; ; 3; EA; Valued at \$100; For violation of 19 USC 1526(E)  
20174913101096010050000; Seized On 20170420 At the port of SAN JUAN, PR; VERSACE CAPS; ; 2; EA; Valued at \$67; For violation of 19 USC 1526(E)  
20174913101096010060000; Seized On 20170420 At the port of SAN JUAN, PR; CALVIN KLEIN METAL EMBLEMS; ; 190; EA; Valued at \$38; For violation of 19 USC 1526(E)  
20174913101096010070000; Seized On 20170420 At the port of SAN JUAN, PR; CALVIN KLEIN KEYCHAIN; ; 111; EA; Valued at \$22; For violation of 19 USC 1526(E)  
20174913101096010080000; Seized On 20170420 At the port of SAN JUAN, PR; TOUS PENDANTS; ; 19; EA; Valued at \$188; For violation of 19 USC 1526(E)  
20174913101096010090000; Seized On 20170420 At the port of SAN JUAN, PR; TOUS EARRINGS; ; 19; EA; Valued at \$188; For violation of 19 USC 1526(E)  
20174913101096010100000; Seized On 20170420 At the port of SAN JUAN, PR; TOUS METAL EMBLEM; ; 16; EA; Valued at \$3; For violation of 19 USC 1526(E)  
20174913101096010110000; Seized On 20170420 At the port of SAN JUAN, PR; ADIDAS METAL EMBLEMS; ; 32; EA; Valued at \$6; For violation of 19 USC 1526(E)  
20174913101096010120000; Seized On 20170420 At the port of SAN JUAN, PR; GUCCI WATCHES; ; 1; BX; Valued at \$2528; For violation of 19 USC 1526(E)  
20174913101096010130000; Seized On 20170420 At the port of SAN JUAN, PR; TOUS WATCHES; ; 35; EA; Valued at \$577; For violation of 19 USC 1526(E)

IVELISSE MALDONADO

  
Fines, Penalties & Forfeitures Officer:

Forfeiture Date: AUG 16 2017

Page: 2

**EXHIBIT G:**

DEPARTMENT OF HOMELAND SECURITY U. S. CUSTOMS AND BORDER PROTECTION		CASE NUMBER 201845039005201 FBI
NOTICE OF PENALTY OR LIQUIDATED DAMAGES INCURRED AND DEMAND FOR PAYMENT		
19 USC 1618, 19 USC 1623		
DEMAND IS HEREBY MADE FOR PAYMENT OF \$35,786.00, REPRESENTING PENALTIES ASSESSED AGAINST YOU FOR VIOLATION OF LAW OR REGULATION, OR BREACH OF BOND, AS SET FORTH BELOW.		
ON APRIL 20, 2017 U. S CUSTOMS AND BORDER PROTECTION (CBP) SHIPPED COUNTERFEIT MERCHANDISE. THE PROPERTY WAS SEIZED UNDER 2017-4913-10105-01.		
A NOTICE OF SEIZURE WAS SENT TO ALL INTERESTED PARTIES ON JUNE 13, 2017.		
PENALTIES PROCEEDINGS WERE INITIATED AND THE PROPERTY WAS DECLARED FORSEIZED TO THE GOVERNMENT ON AUGUST 15, 2017. A PENALTY IS ASSESSED UNDER 19 USC 1626 (P), WHICH ALLOWS FOR A CIVIL PENALTY AGAINST "ANY PERSON WHO DIRECTS, ASSISTS, FINANCIALLY OR OTHERWISE, OR AIDS AN ABUSES THE IMPORTATION OR MERCHANDISE FOR SALE OR PUBLIC DISTRIBUTION THAT BEARS A COUNTERFEIT MARK. THE AMOUNT IS BASED ON THE MSRP VALUE THE MERCHANDISE WOULD HAVE HAD, IF IT HAD BEEN OTHER PENALTY VIOLATION		
LAW OR REGULATION VIOLATED OTHERWISE	BOND TYPE: 19 USC 1626 (P)	BOND REFUSED SURETY NO.
DESCRIPTION OF BOND: 1 FORM NUMBER:	AMOUNT: BOND#:	DATE:
NAME AND ADDRESS OF PRINCIPAL ON BOND		
NAME AND ADDRESS OF SURETY ON BOND		
IF YOU FEEL THERE ARE EXTINGUISHING CIRCUMSTANCES, YOU HAVE THE RIGHT TO OBJECT TO THE ABOVE ACTION. YOUR PETITION SHOULD EXPLAIN WHY YOU SHOULD NOT BE PROSECUTED FOR THE CITED VIOLATION. WRITE THE PETITION AS A LETTER OR IN LAWFUL FORM, SUBSTANTIALLY IN (INPUTTERS) ADDRESSED TO THE COMMISSIONER OF CUSTOMS AND BORDER PROTECTION, AND FORWARD TO THE PEP OFFICER AT: US CBP / PEP OFFICE CG, 648 CARR 165 STE 100000, GLENDALE, AZ 85056		
UNLESS THE AMOUNT HEREIN DEMANDED IS PAID OR A PETITION FOR RELIEF IS FILED WITH THE PEP OFFICER WITHIN THE INDICATED TIME LIMIT, FURTHER ACTION WILL BE TAKEN IN CONNECTION WITH BOND OR MATTER WILL BE REFERRED TO US ATTORNEY. THE TIME LIMIT FOR PAYMENT OR FILING PETITION 60 DAYS FROM DATE OF THIS NOTICE. SIGNATURE:  SEPARATE RIVAS		
WITNESS FPEP OFFICER	APR 06 2018 WITNESS FPEP OFFICER 04/06/2018	
INVESTIGATION FILE NO. 4509 SAN JUAN, PR		

1.1 The Small Business and Entrepreneurial Information Center (MBE) is a clearinghouse for information on small business and entrepreneurship. It receives comments from small business about federal agency enforcement activities and makes each agency's responsiveness to small business needs available to the public. It also provides information on how to start and run a business, and on how to get help from government agencies.

1.2 The National Disadvantaged Business Enterprise Board process has no effect on your rights of obligation under the procedures of the agency on which you are commenting.

2. Please note: The National Disadvantaged Business Enterprise Board process will comply with all of that agency's procedures and procedures.

**EXHIBIT H:**



## U.S. Customs and Border Protection

US CBP / FP&F OFFICE  
STATE ROAD 165 KILOMETER  
1  
GUAYNABO PR 00968

This Bill is a notice of debt currently owed to U.S. Customs and Border Protection (CBP).

1 1 SP 0-470 P1 T1 \*\*\*  
BILL TO: SANTOS, EDNA  
P.O. BOX 1203  
OROCOVIS PR 00720 US  


Importer Number: FP00000686  
Bill Number: FP00000686  
Bill Date: 07/07/2018  
Port of Service/Charge: 4909

For Bill Inquiries Please Contact the CBP Port Office at (787) 729-6915.

Transaction Date	Reference Name	Transaction Identification	Type of Charge	Amount
04/03/2018	FPF CASE	2018490930005201	PENALTY	38786.00

FINAL DEMAND - DELINQUENT ACCOUNT. CLAIM WILL BE REFERRED FOR SANCTIONS AND LEGAL ACTION TEN (10) DAYS FROM THE DATE OF THIS DEMAND.

VIOLEATOR: SANTOS, EDNA

VIOLATION DATE: 04-20-2017

### THIRD NOTICE ISSUED

Pay Full Amount Due upon Receipt: 38786.00

PAYER'S COPY

CBP FORM 6084-SC (03/12)

Enclose this portion with remittance

Bill Date: 07/07/2018  
Bill To: SANTOS, EDNA  
P.O. BOX 1203  
OROCOVIS PR 00720 US

US CBP / FP&F OFFICE  
STATE ROAD 165 KILOMETER 1  
GUAYNABO PR 00968

**Bill Number:** FP00000686  
**Transaction Identification:** 2018490930005201  
**THIRD NOTICE ISSUED**  
**Amount Due:** 38786.00  
**Amount Enclosed:**

PLEASE ADVISE OF ANY ADDRESS CHANGE

CBP FORM 6084SC (03/12)

**EXHIBIT I:**

48 Carr 165, Ste. 3000  
City View Plaza II  
Guaynabo, PR 00968-8071



**U.S. Customs and  
Border Protection**

PR 2018-00465 KIT

August 31, 2018

Edna Soto  
P.O. Box 1203  
Orocovis, P.R. 00720

**Re: Notice of Penalty Incurred and Demand for Payment in the Amount of \$38,786.00  
(FP&F Case No. 2018-4909-300052-01)**

Dear Ms. Soto:

On April 6, 2018, U.S. Customs and Border Protection (CBP) sent to you Customs Form 5955A, "Notice of Penalty or Liquidated Damages Incurred and Demand for Payment," indicating that a monetary penalty had been assessed against you in the amount of \$38,786.00. The penalty was issued pursuant to Section 1526(f) of Title 19, United States Code (U.S.C.), as you imported counterfeit products for commercial purposes. In addition to the penalty notice, three additional bills were sent to you on June 10, 2018, June 24, 2018, and July 8, 2018, requesting payment of the penalty.

According to CBP records, on April 20, 2017, you imported 14 Puma caps, 20 Adidas caps, 24 Armani Exchange caps, 3 Gucci caps, 2 Versace caps, 190 Calvin Klein metal emblems, 11 Calvin Klein keychains, 19 Tous pendants, 19 Tous earrings, 16 Tous metal emblems, 32 Adidas metal emblems, 32 Gucci watches, and 35 Tous watches. Pursuant to 19 U.S.C. § 1526(e), CBP shall seize and forfeit imported merchandise that bears a counterfeit trademark that is both registered with the Patent Trade Office (PTO) and recorded with CBP. Based on this legal authority, on August 16, 2017, CBP administratively forfeited the counterfeit goods. Subsequently, on April 6, 2018, the above-described penalty was assessed against you. To date, CBP has not received a payment for the penalty amount.

Within 30 days of your receipt of this letter, please contact the attorney listed below to discuss the status of this case. You have the option to make full payment of the penalty; however, you may also make a supplemental petition if certain requirements are met. The attorney can discuss these requirements with you or your legal representative when you contact him.

**If we do not receive a response within 30 days, we will ask that the United States Attorney file a complaint against you, in your personal capacity, in U.S. District Court, District of Puerto Rico, for collection of the full amount of the penalty (\$38,786.00).**

We would appreciate your cooperation to avoid litigation. For your reference, we have enclosed copies of the initial Notice of Penalty and a sample of the initial bill that were sent to you.

Should you, or your legal representative, have any questions regarding this matter, please contact me (Senior Attorney - Kirby Isaac Tous) at 787-729-6695, ext. 2. All correspondence with regard to this matter should be sent to me as well. **We strongly encourage you to either pay the penalty in its entirety or contact me within 30 days to avoid litigation. Please note that any payment that you elect to submit must be made by certified check or money order, payable to "U.S. Customs and Border Protection."**

Sincerely,



Kiry Isaac Tous  
Senior Attorney

Enclosures

48 Carr 165, Ste. 3000  
City View Plaza II  
Guaynabo, PR 00968-8071



**U.S. Customs and  
Border Protection**

PR 2018-00465 KIT

October 12, 2018

Edna Santos  
P.O. Box 1203  
Orocovis, P.R. 00720

**Re: Notice of Penalty Incurred and Demand for Payment in the Amount of \$38,786.00  
(FP&F Case No. 2018-4909-300052-01)**

Dear Ms. Santos:

On April 6, 2018, U.S. Customs and Border Protection (CBP) sent to you Customs Form 5955A, "Notice of Penalty or Liquidated Damages Incurred and Demand for Payment," indicating that a monetary penalty had been assessed against you in the amount of \$38,786.00. The penalty was issued pursuant to Section 1526(f) of Title 19, United States Code (U.S.C.), as you imported counterfeit products for commercial purposes. In addition to the penalty notice, three additional bills were sent to you on June 10, 2018, June 24, 2018, and July 8, 2018, requesting payment of the penalty.

According to CBP records, on April 20, 2017, you imported 14 Puma caps, 20 Adidas caps, 24 Armani Exchange caps, 3 Gucci caps, 2 Versace caps, 190 Calvin Klein metal emblems, 11 Calvin Klein keychains, 19 Tous pendants, 19 Tous earrings, 16 Tous metal emblems, 32 Adidas metal emblems, 32 Gucci watches, and 35 Tous watches. Pursuant to 19 U.S.C. § 1526(e), CBP shall seize and forfeit imported merchandise that bears a counterfeit trademark that is both registered with the Patent Trade Office (PTO) and recorded with CBP. Based on this legal authority, on August 16, 2017, CBP administratively forfeited the counterfeit goods. Subsequently, on April 6, 2018, the above-described penalty was assessed against you. To date, CBP has not received a payment for the penalty amount.

Within 30 days of your receipt of this letter, please contact the attorney listed below to discuss the status of this case. You have the option to make full payment of the penalty; however, you may also make a supplemental petition if certain requirements are met. The attorney can discuss these requirements with you or your legal representative when you contact him.

**If we do not receive a response within 30 days, we will ask that the United States Attorney file a complaint against you, in your personal capacity, in U.S. District Court, District of Puerto Rico, for collection of the full amount of the penalty (\$38,786.00).**

We would appreciate your cooperation to avoid litigation. For your reference, we have enclosed copies of the initial Notice of Penalty and a sample of the initial bill that were sent to you.

Should you, or your legal representative, have any questions regarding this matter, please contact me (Senior Attorney - Kirby Isaac Tous) at 787-729-6695, ext. 2. All correspondence with regard to this matter should be sent to me as well. **We strongly encourage you to either pay the penalty in its entirety or contact me within 30 days to avoid litigation. Please note that any payment that you elect to submit must be made by certified check or money order, payable to "U.S. Customs and Border Protection."**

Sincerely,



Kirby Isaac Tous  
Senior Attorney

Enclosures

## U.S. Customs and Border Protection

#1 PUNTILLA STREET  
SAN JUAN, PR 00901

Acc.

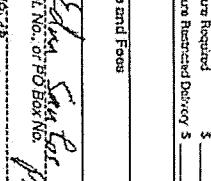
ACC  
OFFICIAL FILM

OFFICIAL BUSINESS  
PENALTY FOR PRIVATE USE \$300

7035 0640 0002 5932 4288

2015 0640 0002 5932 4288

Card	Extr	Pos	Total	Sum	Sum	Sum

 <b>U.S. Postal Service™</b> <b>CERTIFIED MAIL® RECEIPT</b> <i>Domestic Mail Only</i>	
For delivery information, visit our website at <a href="http://www.usps.com">www.usps.com</a>	
	
<b>Certified Mail Fee</b>	
<input type="checkbox"/> Return Services & Fees (check box and fee as appropriate) <span style="float: right;">\$ _____</span> <input type="checkbox"/> Return Receipt (electronic) <span style="float: right;">\$ _____</span> <input type="checkbox"/> Certified Mail Restricted Delivery <span style="float: right;">\$ _____</span> <input type="checkbox"/> Actor Signature Required <span style="float: right;">\$ _____</span> <input type="checkbox"/> Actor Signature Restricted Delivery <span style="float: right;">\$ _____</span>	
<b>Postage</b>	
<input type="checkbox"/> Total Postage and Fees <span style="float: right;">\$ _____</span>	
<b>Sent To</b> <i>Edgar Sauer, Jr., P.O. Box 1203    Street and Apt. No. or P.O. Box No. _____    City, State, 21563-0203</i>	
<b>Postmark</b> <i>Here</i>	
<b>PS Form 3800 (April 2015) FIM-12520-0100-0417</b>	
<i>See Reverse for Instructions</i>	

Edna Santos

P.O. Box 1203

Orocovis, P.R. 00720

Send To  
Loyalty Service  
Street and Apt. No., or P.O. Box No.  
Coney Island, 21454-48  
P.O. Box 1203  
Oceans, P.R. 00720  
See Reverse for Instructions  
ES Form 3109 April 2013 FEN-7250-02000-0047

48 Carr 165, Ste. 3000  
City View Plaza II  
Guaynabo, PR 00968-8071



**U.S. Customs and  
Border Protection**

PR 2018-00465 KIT

December 7, 2018

Edna Santos  
P.O. Box 1203  
Orocovis, P.R. 00720

**Re: Notice of Penalty Incurred and Demand for Payment in the Amount of \$38,786.00  
(FP&F Case No. 2018-4909-300052-01)**

**FINAL NOTICE**

Dear Ms. Santos:

On April 6, 2018, U.S. Customs and Border Protection (CBP) sent to you Customs Form 5955A, "Notice of Penalty or Liquidated Damages Incurred and Demand for Payment," indicating that a monetary penalty had been assessed against you in the amount of \$38,786.00. The penalty was issued pursuant to Section 1526(f) of Title 19, United States Code (U.S.C.), as you imported counterfeit products for commercial purposes. In addition to the penalty notice, three additional bills were sent to you on June 10, 2018, June 24, 2018, and July 8, 2018, requesting payment of the penalty.

According to CBP records, on April 20, 2017, you imported 14 Puma caps, 20 Adidas caps, 24 Armani Exchange caps, 3 Gucci caps, 2 Versace caps, 190 Calvin Klein metal emblems, 11 Calvin Klein keychains, 19 Tous pendants, 19 Tous earrings, 16 Tous metal emblems, 32 Adidas metal emblems, 32 Gucci watches, and 35 Tous watches. Pursuant to 19 U.S.C. § 1526(e), CBP shall seize and forfeit imported merchandise that bears a counterfeit trademark that is both registered with the Patent Trade Office (PTO) and recorded with CBP. Based on this legal authority, on August 16, 2017, CBP administratively forfeited the counterfeit goods. Subsequently, on April 6, 2018, the above-described penalty was assessed against you. To date, CBP has not received a payment for the penalty amount. Furthermore, on or about October 12, 2018, our office sent to you a demand letter.

Please be advised that pursuant to 19 U.S.C. § 1618, you may submit an offer to mitigate this penalty for another amount. If you are interested in further mitigating the penalty of \$38,786.00, you must submit your written offer to our office within 15 days of your receipt of this letter. The Agency, upon receipt of your offer, will review it and make a determination.

If we do not hear from you within the allotted period previously mentioned, we will request that the United States Attorney file a complaint against you, in your personal capacity, in U.S. District Court, District of Puerto Rico, for collection of the full original amount of the penalty (\$38,786.00).

Should you, or your legal representative, have any questions regarding this matter, please contact me (Senior Attorney - Kirby Isaac Tous) at 787-729-6695, ext. 2. All correspondence with regard to this matter should be sent to me as well. **We strongly encourage you to either pay the penalty in its entirety or contact me within 15 days to avoid litigation. Please note that any payment that you elect to submit must be made by certified check or money order, payable to "U.S. Customs and Border Protection."**

Sincerely,



Kirby Isaac Tous  
Senior Attorney

Enclosures

Edna Santos  
P.O. Box 1203  
Orocovis, P.R. 00720

**U.S. Postal Service™  
CERTIFIED MAIL® RECEIPT**  
*Domestic Mail Only*

For delivery/information, visit our website at [www.usps.com](http://www.usps.com)

Certified Mail Fee	
\$ 2470 0000 2470 0332	
Extra Services & Fees (check box, add 100¢ as appropriate)	
<input type="checkbox"/> Return Receipt (handcopy)	\$
<input type="checkbox"/> Return Receipt (electronic)	\$
<input type="checkbox"/> Certified Mail Restricted Delivery	\$
<input type="checkbox"/> Adult Signature Required	\$
<input type="checkbox"/> Adult Signature Restricted Delivery	\$
Postage	
\$	
Total Postage and Fees	
\$	
Send to	
Edna Santos, P.O. Box 1203	
Street and Apt. No., or P.O. Box No.	
City, State, 21043 Orocovis, P.R. 00720	

PS Form 3800, April 2015 PSN 7630-02-000-9417 See Reverse for Instructions

U.S. Customs and  
Border Protection

#1 PUNTILLA STREET  
SAN JUAN, PR 00901

AC

OFFICIAL BUSINESS  
PENALTY FOR PRIVATE USE \$300



